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JOURNAL

OF THE

SENATE,

AT THE

First Session

OF THE THIRTEENTH

GENERAL ASSEMBLY

OF THE

STATE OF TENNESSEE,

BEGUN AND HELD AT MURFREESBOROUGH, ON MONDAY THE TWENTIETH DAY OF SEPTEMBER, ONE THOUSAND EIGHT HUNDRED AND NINETEEN.

BY AUTHORITY.

MURFREESBOROUGH, PRINTED BY
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1819

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JOURNAL

OF THE

SENATE.

AT a meeting of the General Assembly of the State of Tennessee, in the town of Murfreesborough, on Monday the 20th day of September, in the year of our Lord thousand eight hundred and nineteen, being the first session of the thirteenth General Assembly, the following members appeared, produced their credentials, were qualified and took their seats.

From the following counties—

Sullivan and Hawkins, Jacob Miller.
Greene, John Gass.
Jefferson and Cocke, Charles F. Keith.
Grainger, Claiborne and Campbell, Samuel Bunch.
Blount and Sevier, John Lowry.
Knox, Thomas L. Williams.
Roane, Anderson, Morgan, Rhea, Bledsoe and Marion, James Standifer.
Rutherford and Bedford, John Atkinson.
Smith, David Wallace.
Wilson, William Seawell.
Sumner, Edward Douglass.
Warren and Franklin, Howel G. Harris.
Overton, Jackson and White, Adam Huntsman.
Robertson, Dixon & Hickman, James R. M'Means.
Davidson, Robert Weakly.
Maury, Benjamin Reynolds.

Giles, Lawrence and Lincoln, William Edmiston. Montgomery, Stewart and Humphreys, William L. Brown.

On motion of Mr. Huntsman, Mr. Weakly was unanimously chosen Speaker, and was conducted to the chair accordingly.

The house then proceeded to the election of principal clerk, by ballot Mr. Anderson and James K. Polk in nomination.

On counting the votes it was found that James K. Polk was elected.

The house then proceeded to the election of assistant clerk, William Brady and Alexander B. Bradford in nomination.

On counting the votes, it was found that Alexander B. Bradford was elected.

The house then proceeded to the election of a door-keeper, John Bright and Richard Kingston in nomination.

On counting the votes it was found that John Bright was elected.

John Blair, Senator from the counties of Washington and Carter, appeared, produced his credentials, was qualified and took his seat.

On motion of Mr. Huntsman, a message was sent to the house of representatives, informing them that the senate had convened, formed a quorum and chosen Mr. Hubert Weakly, their speaker, James K. Polk, their principal clerk, Alexander B. Bradford, their assistant clerk, and John Bright door-keeper, and were ready to proceed to the dispatch of public business.

Received from the house of representatives, a message informing the senate that they had convened, formed a quorum, and chosen Mr. James Fentress their speaker, Thomas J. Campbell their principal clerk, Jacob Tipton their assistant clerk, Christopher Brooks their principal door-keeper, and James M'Dowell their assistant door-keeper, and were ready to proceed to the dispatch of public business.

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Received from the house of representatives a message informing the senate, that they had appointed Messrs. David, Edwards, Grundy and Miller, to act with such gentlemen as the senate should appoint, to wait on his excellency the governor, and inform him that the general assembly had convened and were ready to receive any communication which he might think proper to make; with which the senate concurred, and appointed Messrs. Lawry and Brown, on the part of this house, to act with the above named gentlemen from the house of representatives.

Mr. Lowry, from the committee appointed to wait on his excellency the governor, reported that they had done so, and that the governor would make his communication at 4 o'clock, p. m. of this day.

On motion of Mr. Gass, a committee consisting of Messrs. Gass, Williams, Douglass and Edmiston, were appointed to draft rules of decorum for the government of this house.

On motion of Mr. Huntsman,

Resolved, That the secretary of state be requested to furnish the Senate with six copies of the journals of 1817, and also two copies of Haywood's revisal, and likewise the last acts of congress, relative to land south and west of the congressional reservation line.

On motion of Mr. Douglass,

Resolved, that all committees be appointed by the chair.

Received by the honorable D. Graham, secretary of state, the following communication from his excellency the governor, which was read and ordered to be entered on the journal.

Fellow-Citizens of the Senate, and, of the House of Representatives.

Permit me to tender to you my sincere congratulations, on the interesting recurrence, which has once more brought us together in our respective stations, at the seat of government, where, I trust in divine providence, you will be favored with that portion of good health, which may be necessary to your comfort, and

the full discharge of the high and important duties confided to your zeal and knowledge.

I am gratified in a very particular manner in being able to announce, that the citizens of Tennessee do at present enjoy the blessings of general health, to as great an extent as at any former period. The evidences of a kind and pervading influence, have been greatly multiplied and strongly marked; and the regular and consistent progress of morality and religion, must be a source of real pleasure to every well regulated mind. General confidence in our political liberty is strengthened by time and further experiment, whilst the sources of rational enjoyment, and domestic happiness are every where extended and increased.

For a continuation of all these things, let us look in humble confidence to that superintending hand, which governs the destinies of men and nations.

In the month of October, 1818, a treaty was concluded between the United States, and the Chickasaw nation of Indians, by the terms of which, it will appear, that the Chickasaws have ceded to the United States, their entire claim to all the lands lying within the limits of this state, with the exception of a reservation of four miles square, to include a salt spring upon *Big Sandy river*. A copy of the treaty as ratified by the President and Senate of the United States, shall in due time be laid before you.

This acquisition of territory is of the highest importance, as well to the state of Tennessee, as to many worthy citizens of North Carolina who have nearly forty years ago, paid for lands granted to them in that section of country, under strong impleation then given, that possession would be secured soon after the grants were made; and as the United States did by an act of Congress, passed on the 3d day of April, 1818, authorize the state of Tennessee to appropriate those lands to the satisfaction of certain specified claims; it will now devolve on you as a duty of the first responsibility to make that appropriation in the best practicable manner.

Whatever may be the mode deemed most expedient and proper to be directed by you, I would recommend that reasonable time be given, to afford every necessary facility, whereby, those living at the greatest distance may if possible secure and identify their old grants before any step be taken in the location of floating warrants upon the vacant territory. For, the vexation, strife, and litigation which have heretofore arisen in the history of our country, from completing claims, will doubtless again recur, unless prevented by the operation of wise and efficient regulations. That such regulations may with the greater certainty be adopted, let your discussions be patient, ample and dispassionate.

The great extent of general and individual interest, directly involved in this particular part of our policy, has so much fixed the public attention, and supported for so long a time, the anxieties of so considerable a portion of the population of this state, that a candid avowal of the opinions of every department of the government, seems to be due to the people; and with this view I would suggest for your consideration, the propriety of providing by law, with as little delay as can be justified by the importance of the subject, for the erection of the ceded territory into land districts, and such other civil divisions as the exigencies of the country may require. Let the whole vacant territory, or so much of it as shall be thought necessary, be laid subject to the satisfaction of such land warrants as may be adjudged valid against North Carolina, in conformity with the provisions stipulated by the acts of cession and compact; and to the end, that the whole process may at some time be brought to a certain close, let a definite period be fixed, beyond which, the business of location and survey upon land warrants of every description shall cease; unless it shall be satisfactorily established, that there is not vacant land sufficient within the section of country set apart for that purpose, to meet all just claims. This period might perhaps be very properly limited to the first day of Octo-

ber, 1821, at which time the General Assembly will be in regular session.

I have the further satisfaction of laying before you the copy of a treaty, entered into at Washington city, on the 27th day of February last, by the honorable John C. Calhoun, on the part of the United States, and the head men of the Cherokees on the part of that nation.

By the terms of this treaty, you will perceive that a large portion of the lands ceded by the Cherokees lies within the limits of this state; a map of which has been furnished by Robert Houston, esq. commissioner on the part of the United States in running the lines called for in the treaty, and shall be laid before you for your information, together with copies of the correspondence between the honorable the Secretary of War and myself during the time I was engaged in carrying into effect the treaty of 1817. The lands thus acquired including what lies on the North side of the Tennessee river, comprise sufficient territory to form four counties; the soil still remains subject to the use and occupation of the Cherokees, until the 1st day of January next, and from the particular situation of those lands connected with the circumstances attending the disposal of the vacant soil acquired by the late Chickasaw treaty, already referred to. I think it most advisable, that for the present, no steps be taken, towards any specific appropriation of the Cherokee country, deferring until the setting of the next stated general assembly all legislation upon the subject, except so much as may be found necessary in giving efficacy to the civil and criminal laws of this state, within its limits; of which I shall speak more fully in a subsequent communication.

In effecting these several arrangements as well with the Cherokee as with the Chickasaw Indians, which have been so long and so anxiously looked for by us, the sincere and constant good will of those who administer the general government has been very apparent in the uniform and liberal aid afforded by them, through

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every stage of the different transactions. The zeal displayed by the agents appointed to treat with the Chickasaws, has justified the expectations of those by whom they were employed; and has secured to them high and additional claims to the confidence and gratitude of their country.

The benefits to be derived to the state of Tennessee, from the Cherokee treaty of 1817, depended so much upon the success of ulterior measures, to be pursued by the general government, as to make it a matter of much concern, that every thing attempted for the execution of that treaty, should meet the hearty concurrence and support of every citizen of the state, who might be placed in a situation where he could act with effect. Under this persuasion, I have for more than eighteen months been sedulously engaged in forwarding every effort of the administration, which had for its object the removal of the Cherokees to the Arkansaw river, upon the principle of an exchange of countries. The deep rooted enmity of that nation towards the people of the western country, and particularly towards the citizens of Tennessee, manifestly points to the wisdom of that policy, which would place the Mississippi as a barrier against mutual recrimination, and bad neighborhood. How far my labors have been successful in seconding the views of government, may in some degree, be seen from the result, as far as the effect of my efforts can be connected with it; and how far the terms obtained are to be made useful to this state, must mainly depend upon the good policy of measures yet to be adopted and pursued by us. In a long life of labor and active employment, more than thirty years of which have been devoted to the faithful service of my country, I have never been engaged in any one public duty from which I had reason to expect so much substantial good and lasting advantage to my fellow-citizens; and that it will prove to be the most useful part of my public life, I indulge the most positive and honest convictions.

The provisions which have heretofore been made by

law, for the advantage of such persons as might be unable to find any lands originally granted to them, have it appears been insufficient to check the inducement of fraud and irregularity. I therefore earnestly recommend a thorough investigation of these provisions in all their bearings, that you may in future be the better enabled to protect the public against imposition, whilst you are extending to honest claimants, every assistance compatible with good faith. I submit to you whether a just policy, could now exclude those holding granted lands within the late Chickasaw purchase, which cannot be identified, from obtaining certificates of such loss, provided application for relief be made in a reasonable time; but the propriety or even expediency of extending a like indulgence to those whose claims may be north and east of the congressional reservation is not to me apparent, as land warrants become more valuable, it is more and more obviously seen, that much vigilance should be used in narrowing down the temptations, which cupidity and avarice might have to destroy the evidences necessary to establish the local situation of lands already granted, where the soil itself is less valuable than the warrant which covers it.

By the provisions of an act passed at Knoxville, on the 31st day of October, 1817, on the subject of making entries for lands to which the Indian title had been extinguished; it was made the duty of the governor, after having been informed of the ratification of the treaty by which the Indian title had been extinguished to issue a proclamation giving three months previous notice, of the time when the respective surveyor generals offices would be opened, for receiving locations and entries for lands within the ceded territory. No proclamation has been issued, and I presume it will be easily seen by a reference to the seventh article of the treaty, which provides for running a part of the lines embracing the acquired territory, that no steps could be taken on the part of this state, until the stipulations of the treaty were carried into effect. Under these impressions I published an address, a copy of which

will be submitted for your information, and will I trust exhibit the correctness of the course pursued.

I recommend to your consideration, the propriety of comprising into one, all the militia laws of this state, and I apprehend that much good might arise, from your causing to be printed a sufficient number of pamphlet copies, to furnish one to each officer of the grade of captain and upwards. The effects of this measure would be felt more directly and more beneficially, were it required of the captains to read the law at the head of their respective companies on each muster day, previously to entering upon training duty. By such a course the whole body of the militia of the state, would acquire a more perfect knowledge of their mutual obligations in a department of the government, essentially involving principles, connected with the security of their dearest rights. That there do exist material defects, either in the provisions of the law, or in the practice under it, is demonstrable in various particulars, one, and not the least of which is to be found in the constant failure and irregularity of the return, made to the office of the adjutant general.

To prove in part, where substantial injury has been done to the state from this cause; I will refer you to the report of our efficient force, as returned to the Department of War in 1818, amounting to 29,193 only, which is at least one third below the real strength of the state; upon that estimate ha the head of the Ordnance Department, declared in our favor a dividend of 862 stand of arms, furnished by the United States, which are ready for delivery at Pittsburg, when demanded. In the next distribution of arms, still greater injustice must inevitably be sustained, unless we should be more fortunate in receiving returns, than from present appearances we have a right to expect.

I shall forbear to make further remark upon this subject, knowing that many of your honorable members, are practically acquainted with the defects of the system, and believing that you will all heartily contribute your aid in the work of reform. It will

however be proper for me to ask before this subject is dismissed, what course you would direct me to pursue, in procuring the arms referred to? where shall they be deposited? to whom shall they be delivered? and as it is made optional with us to receive the whole in muskets, or a part in swords and pistols, you will say whether we shall require a part of each, and if so, in what proportions; and furthermore, whether out of these arms a part could not be received in cannon, as some application has been made to me for field pieces, of a moderate size, by several of the citizen soldiers, who have views of forming themselves into artillery companies.

In obedience to the requisitions of an act, passed at the last general assembly, making provision for running the boundary line between the states of Georgia and Tennessee; James S. Gaines, esq. was appointed mathematician, and general John Cocke, commissioner, on the part of this state, whose report I have the pleasure of laying before you, accompanied by an estimate of the total expense incurred, in carrying the act into effect. The perfect good understanding which existed between the commissioners of the respective states, through the whole progress of their official duties, gives an earnest of the correct spirit of liberality under which they acted, and of the general satisfaction, which may be expected from their labors.

Soon after the adjournment of the last session of the general assemby, I forwarded to the governor of Kentucky, a copy of the act then passed on the subject of the boundary line, between this state and the state of Kentucky, but have not yet been officially notified of any measure which grew out of it. The governor of Kentucky, did, however, furnish me with a copy of an act, passed by the legislature of that state, on the 13th day of February last, which together with the communication of his Excellency, upon the subject, and a copy of my answer shall be laid before you. The want of an appropriate fund, and the want of authority from the legislature, to take any steps concerning the mat-

ter in the shape by which it was then presented, made it impossible for me to meet the views of Kentucky, and I hope the course I have taken in that particular, will receive your sanction and approval.

Commissioners have been appointed in pursuance of the authority upon that subject, to examine the books of entries and surveys, in possession of the several principal surveyors of this state. Major John Brown, of Maury county, has been designated to examine, and report from the first, second and third districts, and as it was apprehended that the examination of the office of the Register of west Tennessee, including the papers of the commissioners office, there deposited, would be attended with much labor, colonel Robert Weakley, of Davidson county, was added to the commission, for that particular duty alone. Colonel Francis A. Ramsey, of Knox county, has been commissioned to examine the books of the fourth, fifth and sixth surveyors districts, and of the office of the Register and commissioner of east Tennessee. These reports, embracing an exhibit of the aggregate amount of warrants, adjudged valid by the different commissioners, will enable you to judge with reasonable accuracy, of the practicability of satisfying the legal claims against the state, within the tract of country ceded by the Chickasaw Indians. And should it eventually be found that there is a sufficient quantity for that purpose, we have much reason to indulge in the hope, that at no distant day, the fiscal concerns of our state will exhibit a course of prosperity equalled by few of a like extent of population.

Notwithstanding some fruitless attempts have been made towards establishing a Penitentiary in this state, yet I think it my duty to bring the subject before you, and with an earnest hope, that in your wisdom, and in your love, for the principles and practice of humanity and justice, you will lend your aid in commencing a work which will do lasting honor to its founders. I am ready to admit that the policy of the early settlers of this country, was to encourage the most rigerous

laws in all criminal cases, and when you revert to the occurrences of those days, you discover that criminal convictions were then much more frequent than at the present period; this happens not because crimes are less numerous now than formerly, but because the dispositions of men are more tempered to the spirit of sympathy and humanity, than in the early settlement of the country. It would however, be a humiliating catalogue, were I to present to you a list of those confined in prison even at this day, many of whom stand charged with crimes of the highest nature; yet judging of future probabilities from past events, it is reasonable to expect but very few convictions. In a lapse of nearly four years, three cases only have occurred where the sentence of death has been pronounced; two of these were pardoned, the other was executed according to law. Any uncommon solicitude, which I may seem to have on this subject, will, I trust, be ascribed to an honest zeal arising out of a full persuasion of the benefits which would result to society, from the operation of a scale of punishment which would act upon the vices of mankind, in a way more reconcilable to the measure of the offence.

Should your honorable body, after a full enquiry, become satisfied that good policy requires an adoption of the proposed system, I would suggest the practicability of creating a fund for defraying the necessary expenditures, by a loan from the state bank, for a part or the whole amount of stock held by the state in the bank. This, by judicious management, would be sufficient to erect the first necessary buildings, which might be enlarged and improved, in proportion as the good effects of the institution might be developed. The labour of the convicts themselves, has in some of the sister states, been applied in forwarding and completing their own buildings to a very useful extent, and the profits arising from their industry and skill in mechanism, has in almost every instance where the system has been tested, been found more than sufficient to cover every contingent expense.

The subject of improving the navigation of our rivers, & opening our roads, & keeping them in good repair, will, I apprehend occupy that portion of your attention, to which, from its close connexion with the best interests of the state, it is peculiarly entitled. I am not sufficiently advised by the board of managers, appointed under the authority of an act of the last legislature, to give you any definite information relative to their progress. I have however understood, that a considerable fund has been raised by subscription, in aid of that which was appropriated by the act referred to. Any information which may hereafter come to me from the board of managers, shall be laid before you without delay, and I flatter myself that the progress already made will offer sufficient inducement to continue upon a more extended scale.

I lay before you a list of the vacancies which have taken place since the rise of the last legislature, with the names of those to whom, in filling such vacancies, temporary appointments have been given. The vacancy occasioned by the resignation of the honorable George W. Campbell, a senator from this state, in the Congress of the United States, has been filled by the appointment of the honorable John H. Eaton. The vacancy occasioned by the death of the honorable Archibald Roane, one of the judges of the Supreme Court of Errors and Appeals, has been filled by the appointment of the honorable Thomas Emmerson. The vacancy occasioned on the Circuit Court Bench, by the resignation of the honorable Thomas Emmerson, has been filled by the appointment of the honorable Samuel Powell. The vacancy occasioned by the death of the honorable Bennet Searcy, Judge of the fifth circuit, has been filled by the appointment of the honorable Parry W. Humphreys. The vacancy occasioned by the resignation of the honorable Nathaniel W. Williams, Judge of the third circuit, has been filled by the appointment of the honorable Jacob C. Isacks. The vacancy occasioned by the death of the honorable William Alexander, secretary of state, has been filled

by the appointment of the honorable Daniel Graham. The vacancy occasioned by the resignation of Abraham Bowers, esq. one of the board of managers for opening the navigation of the rivers, has been filled by the appointment of Richard Gammon, esq. The vacancy occasioned by the resignation of James S. Rawlings, esq. notary public for Rutherford county, has been filled by the appointment of Alfred Moore, esq. The vacancy occasioned by the resignation of James Elder, esq. notary public for Montgomery county, has been filled by the appointment of Isaac Dennison, esq. The vacancy occasioned by the resignation of John Strudwick, esq. principal surveyor of the fourth district, has been filled by the appointment of John Purvis, esq. The vacancy occasioned by the resignation of Thomas J. Campbell, esq. solicitor general of the fifth district, has been filled by the appointment of James Rogers, esq. It is only necessary to remark, that the commissions by which those gentlemen hold their respective offices, will expire at the close of the present session, and of course the duty devolves on you, to make permanent appointments in such way as to you may appear best calculated to promote the public interest. In behalf of the present officers, it is due from me to say, that so far as I have been advised of their public acts, they have met the general approbation of the people, for whose service alone they have been appointed.

In closing this communication, I cannot repress an expression of gratitude to my fellow-citizens, for the undeviated and honorable support, which in a long course of public life, has never in one instance been withheld. These proofs of unshaken friendship ought to stimulate in the highest degree to an honest and faithful discharge of whatever duties may hereafter be required of me, relying on the support of a gracious providence and the continued good will and forbearance of my fellow-citizens.

Matters of minor importance, will be the subject of future communications, and nothing shall be wanting,

on my part which may give information to you, or dispatch to the proceedings of the legislature, in the exercise of their high duties, and at a moment so interesting to the public welfare.

(Signed)

JOSEPH McMINN.

Executive office,
Murfreesborough,
Tennessee, 20th
September, 1819.

The house adjourned until to-morrow morning, 9 o'clock.

TUESDAY, September 21, 1819.

The house met according to adjournment.

A message was sent to the house of representatives, informing them that the senate had appointed the following committees, to wit:

On the committee of Finance, Messrs. Keith and Atkinson.

On the committee of propositions and grievances, Messrs. Lowry, Douglass, Miller and Wallace.

On the committee of claims, Messrs. Huntsman, Gass, Blair and Harris.

On the committee of land claims, Messrs. Brown, Williams and Edmiston.

On the committee of enrolled bills, Messrs. Seawell and M'Means.

Mr. Gass from the committee to draft rules of decorum for the government of the senate, reported the following, which were read and adopted, to wit:

1. When the speaker is in the chair, every member may set with his head covered.

2. Every member, shall come into the house with his head uncovered, and shall continue so at all times unless when in his seat.

3. The speaker when he has taken his chair, and

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two thirds of the members being present, the clerk shall read the journal of the preceding day.

4. Whilst the journal or other documents are reading & when any member is speaking, there shall be no interruption; the attention of each member is expected.

5. Every member when he speaks, shall address himself to the speaker or chairman, as the case may be, who shall give his attention by naming the member, who when he has finished shall set down.

6. When any motion shall be before the house and not properly understood, the speaker may explain, but shall not attempt in such explanation to influence the house by argument or debate.

7. If two or more members shall rise to speak at the same time, the speaker shall name the person to speak, but in all cases the member first rising shall speak first.

8. The speaker may debate on any question proposed, according to the rules of the house, provided he speaks before the arguments are closed.

9. Any member digressing from the subject, or using any personal- observations or reflections, may be called to order by the speaker, chairman or any other member of the house.

10. All motions shall be committed to writing, and seconded before they shall be considered in possession.

11. No member shall speak more than twice on the same subject, without leave of the house, unless in committee of the whole.

12. No member shall absent himself from the service of the house without leave of absence first obtained.

13. No member shall pass between the speaker and a member while speaking.

14. When the vote upon any question before the house is taken, those in favor of the question shall express their assent by rising, or aye or no.

15. All bills withdrawn for amendment or other purposes, shall be returned within two days.

16. It shall be deemed out of order for any member to be on his feet when the speaker is up.

17. The first member on any committee, shall be deemed and act as chairman of said committee, and shall report the proceedings thereof.

18. On the motion of any member, and such motion seconded, the vote shall be taken by the yeas and nays, provided the motion is made before the vote is taken.

19. When any question before the house shall be decided in the affirmative or negative, it shall be in order for any member of the majority, to move for a re-consideration thereof within six days.

20. It shall be the duty of the speaker or chairman to keep all persons from mixing with the members while in session.

Mr. Brown presented a list of taxable property in Humphreys county, for 1818 and 1819, together with the number of captains companies, and acting justices of the peace and sheriff's bond.

Mr. Standifer presented a list of taxes for Marion county, the number of captains companies and acting justices of the peace, together with the enumeration of inhabitants, and a return of state money collected in the county on pedlars and ordinary licence.

Mr. Miller presented a tax list from Hawkins county, for 1817 and 1818.

Mr. Williams, a list from Knox county, for 1817 and 1818, the number of captains companies and acting justices of the peace, the enumeration of inhabitants, with a certificate relative to a penitentiary.

Also, a return of the clerk of the supreme court, together with the account of the clerk with the treasurer for 1817 and 1818.

Mr. Seawell presented a return from Wilson county, of the number of captains companies and acting justices of the peace; an aggregate amount of free taxables; the sheriff's bond for 1817 and 1818; the amount of taxable property and polls for 1817 and 1818, and a return of tax fees for 1817 and 1818.

Mr. Brown presented from Montgomery county, a

list of captains companies and acting justices of the peace for 1819, and a penitentiary subscription for 1818 and 1819.

Also, a return of taxable property, and amount of money received by the clerk for 1817 and 1818.

Mr. Keith from Jefferson, a list of captains companies and justices of the peace for 1819, and a tax list for 1817 and 1818.

Also, clerk's return of taxes received for 1817 and 1818.

Mr. M'Means presented a return from Dixon county, of the clerk, for 1817 and 1818.

Mr. Brown presented a return from the clerk of the circuit court of Williamson county, of money paid into the treasury from October, 1816, until October 1818.

On motion of Mr. Huntsman,

Resolved, That a joint committee be appointed to enquire if any, and if any, what amendments are necessary in the present judiciary system of this state, and that they have leave to report by bill or otherwise.

On motion of Mr. Lowry,

Resolved, That a joint committee be appointed to contract with the printer of the town of Murfreesborough, for such printing as the legislature may need. Mr. Lowry was appointed on the part of this house.

On motion of Mr. Huntsman,

Resolved, That a joint committee be appointed to take into consideration so much of the governor's message as relates to the disputed boundary line between this state and Kentucky, which was ordered to lie on the table until to-morrow.

On motion of Mr. Brown,

Resolved, That the governor be requested to furnish this house with the documents referred to in his message relative to the boundary line between this state and Kentucky.

Received from the house of representatives, a bill for the relief of Isaac Johnson, which was read the first time and passed.

Received from the house of representatives, a bill to

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authorize the county court of Smith to sell the north east corner of the public square in the town of Carthage, which was read the first time and passed.

Received from the house of representatives, a bill to provide for natural born children, which was ordered to lie on the table until to-morrow.

Mr. Gass submitted a resolution to appoint a joint committee to enquire into the past management, and present situation of the funds appropriated by congress for the support of colleges, academies and common schools, which was ordered to lie on the table until to-morrow, September 22d. Senate appoint messrs. Gass and Atkinson.

Received from the house of representatives, a message concurring with the senate, in the appointment of a joint committee to contract with the printer of the town of Murfreesborough, for such printing as the legislature may need between this and the end of the present session. Messrs. Miller and Dulany, were appointed on the part of the house of representatives.

Mr. Williams submitted a resolution, to refer so much of the governor's message, as relates to the territory lately acquired by treaty from the Cherokee tribe of Indians, to a joint committee of both houses, and that the said committee have power to call upon his excellency the governor for all such documents applicable to that subject, as may be in his possession, which was ordered to lie on the table until to-morrow.

Mr. Huntsman submitted a resolution to appoint a joint committee to take into consideration so much of the governor's communication as relates to the improvement of the navigation of the rivers of this state, which was read and adopted.

Mr. Brown submitted a resolution that so much of the governor's message as relates to lands south and west of the military line, including the lands lately ceded by the Chickasaw Indians, be referred to a select committee of both houses, and that the said committee be authorized to call on the governor for all papers and information necessary, and report by bill or other-

TENNESSEE STATE LIBRARY

wise, which was read and adopted. Messrs. Brown, Williams, Edmiston and Keith, were appointed a committee on the part of the senate.

Messrs. Standifer, Reynolds and Bunch, were appointed on the military committee.

Received a message from the house of representatives, appointing the following gentlemen to act with those appointed by the senate on the standing committees, to wit:

On the committee of finance, Messrs. David and Jetton.

On the committee of propositions and grievances, Messrs. Anderson Bridgman, Massengill, Williams (of Roane,) Daugherty, Tipton, Young and Perkins.

On the committee of claims, Messrs. Bradford, Blake, Cross, Cheatham, Hill, Hughes, Gray and Tilman.

On the committee of land claims, Messrs. Prewitt, Kindall, Martin, Lawson, Dulany and Tunnel.

On the committee of enrolled bills, Messrs. Williams (of Davidson,) and Mitchell.

Mr. Williams introduced a bill for the relief of James Kennedy and John Boyd, which was read the first time and passed.

Mr. Harris presented a petition of sundry citizens of Warren county, praying the passage of a law making some alteration in the banking system, which was read and referred to the committee of propositions and grievances.

Mr. Huntsman submitted the following resolution, which was adopted;

Resolved, That the door-keeper of this house be authorized to procure two copies of Haywood's revisal for the use of the senate; and also a copy of the acts of congress of 1817 and 1818.

Received from the house of representatives, the following resolution, which was read, and ordered to lie on the table till to-morrow:

Resolved, That his excellency the governor be re-

quested to lay before this general assembly, all the information he may have in his possession, touching the lands reserved in the late purchases from the Cherokee and Chickasaw Indians, within the chartered limits of this state; and any other information relating to the said purchases, within his power to give, so far as the interests of the state of Tennessee may be involved, and which it may not be improper to disclose.

Mr. Harris presented the petition of Walter Braly, praying the passage of a law authorizing him to draw a land certificate, for land which is not fit for cultivation, which was read and referred to the committee of land claims.

Received from the house of representatives, the following resolution, which was read, and ordered to lie on the table:

Resolved, That a joint committee be appointed on that part of the governor's message, which relates to the lands lately acquired by the treaty with the Chickasaw nation of Indians, and have appointed Messrs. Grundy, Miller, M'Alister, Prewitt, Mitchell, William Williams, Taylor and Conn, on their part.

Received also, the following resolution:

Resolved, That a joint committee be appointed to take under consideration the revenue laws of this state; to ascertain the necessary amendments, if any, with leave to report by bill or otherwise, and have named Messrs. Mitchell, Brittain, Clack, Locke, Bradford, Carriger, Hughes and Kelly, on the part of this house; which was read and adopted.

Received from the house of representatives, a bill to prevent the abatement of suits in certain cases; read first time and passed.

A bill to authorize a separate election in the county of Campbell: Ordered, that Mr. Huntsman have leave to withdraw said bill for amendment.

Mr. Seawell submitted the following resolution, which was read and adopted:

Resolved, That a joint committee be appointed to take into consideration that part of the governor's

message, which relates to the erection of a penitentiary in this state. Messrs. Seawell, Atkinson, Miller and Bunch, were appointed on the part of this house.

The house adjourned until to-morrow morning 9 o'clock.

WEDNESDAY, September 22, 1819.

The house met according to adjournment.

Mr. Gass submitted the following resolution, which was read and adopted:

Resolved, That a joint and select committee be appointed, consisting of two members on the part of this house, to enquire how many sections of six miles square are within the chartered limits of this state; and also, how many 640 acre tracts are laid off as school lands within the boundary of the different counties in this state, and have appointed Messrs. Gass and Atkinson on the part of this house.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and ask their concurrence.

Mr. Speaker appointed on the part of this house, as a committee to revise the revenue laws, Messrs. Keith, Brown, Blair, Atkinson and M'Means.

Received from the house of representatives, the following resolution:

Resolved, That each house of this general assembly shall finish all bills, resolutions and other matters, (except where a concurrence of both houses is necessary) in the house where they originate, agreeably to the constitution, before they are sent for consideration to the other house; to which resolution the senate non-concurred, and ordered that the clerk do by message acquaint the house of representatives therewith.

The following resolution was presented by Mr. Keith, which was read and adopted.

Resolved, That his excellency the governor, be requested to cause to be laid before the general assembly at as early a period as he conveniently can, any infor-

mation in his possession or power, that will shew the amount of land warrants and certificates issued by the commissioners of the land office for east and west Tennessee; and that he be also requested to lay before the general assembly copies of any documents in his possession or power, that will shew the amount of warrants and certificates that have been granted; and that he be further requested to furnish any information in his possession or power, that will shew the quantity of acres entered in the different surveyors offices on which grants have not issued; and that he will likewise furnish any information he may have or can obtain that will lead to shew the probable quantity of vacant and unappropriated land north and east of the Congressional reservation, exclusive of the land south of the Tennessee river, and north and east of the Highwassee river.

Mr. M'Means, introduced a bill for the better establishment of Wayne county, which was read the first time and passed.

Mr. Gass introduced a bill to discourage idle, disorderly women from having so many base begotten children, and to amend the law concerning bastards, which was read, and ordered to lie on the table indefinitely.

Mr. Brown, submitted the following resolution which was read and adopted.

Resolved, That a joint committee be appointed on that part of the governors message which relates to the lands south and west of the Congressional line and the lands south and west of the Tennessee river, lately ceded by the Chickasaw Indians, and have leave to report by bill or otherwise Messrs. Brown, Williams, Edmiston, Keith and Seawell were appointed on the part of the senate.

Mr. Douglass, presented the petition of Israel Mills, praying the issuance of two duplicate warrants of six hundred and forty acres each, which was read and referred to the land committee.

Mr. Williams, submitted the following resolution in lieu of the one laid on the table yesterday, which was withdrawn.

Resolved, That so much of the governors message as relates to the territory lately acquired by treaty from the Cherokee Indians, lying between the rivers Tennessee and Highwassee, be referred to a select committee of both houses, and that they have leave to report by bill or otherwise, which was read and adopted, Messrs. Williams, Huntsman, Standifer and Lowry were appointed on the part of the senate.

Mr. Standifer, submitted the following resolution which was read and ordered to lie on the table until to-morrow.

Resolved, That a joint committee be appointed to enquire where Turnpike roads may be established with advantage in this state—and also whether those already established have been kept in the repair contemplated by law, with leave to report by bill or otherwise.

Mr. Weakly, presented a return of the clerk of the county court of Davidson. And also a return of the circuit court, and a return of the clerk of the supreme court of Errors and Appeals in the fourth circuit.

Mr. Douglass, presented the clerks returns of Sumner county.

The resolution introduced by Mr. Gass, and entered on the journal of yesterday on the subject of monies appropriated to Colleges &c. was taken up and adopted, Messrs. Gass and Atkinson were appointed a committee on the part of the senate.

Whereupon the following message of concurrence with the annexed amendment was received from the house of representatives. The house of representatives concur with the resolution of the senate, that a joint committee be appointed to enquire into the past management, and present situation of the funds appropriated by Congress for the support of colleges, academies and common schools. And propose as an

amendment to said resolution, and ask your concurrence, the following words, "and said Committee are instructed, also to enquire what provision ought to be made in relation to monies due and owing to the literary institutions of this state." And name as a committee on the part of the house of representatives, Messrs. Edwards, Grundy, Prewitt and Tipton, with which amendment the senate concurred.

Messrs. Huntsman, Keith, Williams, Brown and Gass were appointed a judiciary committee on the part of this house.

Mr. Brown, presented a petition of sundry citizens of this state for a new county, beginning at the north-east corner of Wayne, thence west, thence south, thence east to the beginning, and recommends for justices of the peace in said county, Capt. West Wood, maj. John Davidson, James Brown, Robert M'Clintoch, William Tucker, William Homes, John Reaves and Joseph Brown.

Received from the house of representatives the following resolution, which was concurred with by the senate, and the following gentlemen appointed on the part of the ~~senate~~ Messrs. Huntsman, Gass, Douglass and Wallace, to wit.

Resolved, That so much of the governors message as relates to the navigation of our rivers be referred to a joint committee, Messrs. Young, Brittain, Kendall, Prewitt, Anderson, William Williams, Conn and Miller are appointed on the part of the house of representatives. And,

Resolved, That so much of the governors message, as relates to opening and keeping in repair our roads, be referred to a joint committee, Messrs. Bradford, Blake, Cross, Cheatham, Perkins and Doherty, are appointed on the part of the house of representatives, with which the senate also concurred, and appointed on their part, Messrs. Atkinson and Blair.

Received from the house of representatives the following message, to wit.

The house of Representatives concur with the re-

solution proposed by the senate, to take under consideration that part of the governors message which relates to the lands south and west of the Tennessee river, lately ceded by the Chickasaw Indians, and have nominated, messrs. Grundy, Miller, M'Alister, Prewitt, Mitchell, William Williams, Taylor and Coun, to act with the gentlemen by you appointed.

Received from the house of representatives the following resolution which was ordered to be laid on the table indefinitely.

Resolved, That a joint committee of both houses be appointed to take under consideration that part of the governor's message which refers to the state of the laws regulating the militia of this state, and have appointed messrs. Mitchell, Locke, Cross, Hill, Perkins, Daugherty, Lawson and Allen, on the part of this house.

Received from the house of representatives the following message.

The house of representatives concur with your resolution that a joint committee be appointed to enquire if any and what amendments are necessary to the present judiciary system of this state, and have named messrs. Prewitt, Grundy, Anderson, Miller, Mitchell, Dulany, M'Alister and Yancey, on the part of this house.

Received from the house of representatives the following resolution with which the senate concurred and appointed on the part of this house messrs. Keith, Brown, Lowry and Williams, to wit.

Resolved, That a joint committee be appointed to enquire what amendments, if any, ought to be made to the criminal laws of this state, and have named, messrs. David, Grundy, Anderson, Reuben Williams, Clack, Mitchell, Jetton and Prewitt, on the part of this house.

Received from the house of representatives the following resolution with which the senate concurred and appointed on their part, messrs. Brown, Keith and Huntsman to wit.

Resolved, That a joint committee be appointed to prepare rules regulating the proceedings between the two houses of the general assembly, and have named on their part, messrs. Grundy, Miller and Young.

Mr. Gass, presented the petition of sundry citizens of Greene county praying that a law might be passed making compensation to justices of the peace for their services in certain cases, which was read and referred to the committee of propositions and grievances.

A bill for the relief of James Kennedy, was read the second time in this house and passed.

Ordered, That said bill be sent to the house of representatives.

Received from the house of representatives the following message of concurrence.

The house of representatives concur with the resolution by you proposed to appoint a joint committee on that part of the governors message which relates to the lands lately acquired from the Cherokee Indians, lying between the rivers Tennessee and Highwassee, and have appointed messrs. David, Bradford, Lawson, William Williams, Kelly, Taylor, Mitchell and Anderson to act with the gentlemen by you appointed.

Received from the house of representatives the following message of concurrence.

The house of representatives concur with the resolution by you proposed to appoint a joint committee on that part of the governors message which relates to the propriety of erecting a Penitentiary in this state, and have named messrs. David, Prewitt, Bridgman, Dulany, Young and Clack, on the part of this house to act with the gentlemen by you appointed.

Received from the house of representatives the petition of sundry citizens of this state, praying the passage of a law imposing a larger tax on hawkers and pedlars, which was read and referred to the revenue committee.

Received, also the petition of George Brown, register of Greene county, praying the passage of a law amending the existing registration laws of this state,

which were read and referred to the committee of propositions and grievances.

Mr. Brown, presented the petition of sundry citizens living north of the Tennessee, and south of Duck river, over the military line; praying the passage of a law giving them a preference right, to enter their improvements; or to oblige those who do enter them to pay them for their labor, which was read & referred to the committee of propositions and grievances.

A bill to provide for natural born children, which was laid on the table yesterday, was read the first time, passed and sent to the house of representatives.

Mr. Weakly, presented the returns of the treasurer of West Tennessee, respecting colleges, academies etc. which was read and referred to the committee of colleges, academies and common schools.

Mr. Huntsman, submitted the following resolution, which was read and adopted.

Resolved, That Joshua Haskell be and is hereby authorized to attend the senate chamber for the purpose of taking notes and minutes of the proceedings of the senate, during the present session.

Mr. M'Means, presented a petition of sundry citizens living south of Humphreys and west of Hickman counties; praying the passage of a law laying off a new county to be called Carroll county, and recommending certain persons for justices of the peace in said county.

Mr. Gass, submitted the following resolution, which was ordered to lie on the table.

Resolved, That the senate meet in the representative chamber, at the hour of 12 o'colck to-morrow for the purpose of counting out the votes for governor.—Also the votes for and against a convention.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, September 23, 1819.

The house met according to adjournment.

Mr. Maury, the senator from Williamson county, appeared, produced his credentials, was qualified and took his seat.

Mr. Harris, introduced a bill authorizing persons who have lost writing obligatory under seal, to sue and recover on them in a action at law, which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Mr. M'Means, presented a petition of sundry citizens, living on part of the lands lately purchased from the Chickasaw Indians, praying that a new county may be laid off, which was read and referred to the committee of propositions and grievances.

Mr. Gass, submitted the following resolution, which was adopted.

Resolved, That the senate meet the house of Representatives in the Representatives hall this day at the hour of 12 o'clock for the purpose of electing a Register of the land office of East Tennessee in the place of Jacob Tipton resigned; and that a message be sent to the house of representatives to ask their concurrence. To which resolution the house of representatives non-concurred, and proposed that the senate meet in the hall of the house of representatives on to-morrow the 24th inst. at 12 o'clock for the purpose of electing a Register of East Tennessee, with which proposition the senate concurred.

Mr. Bunch, presented a petition for the relief of William Clay, which was read and referred to the committee of propositions and grievances.

Mr. Lowry, presented the clerks return from the circuit and county courts of Blount county.

Mr. Lowry, from the committee appointed to contract with the printer of the town of Murfreesborough for such printing as the legislature may need during the present session, reported that the committee had,

had an interview with the printer, & that from the nature of the printing which the legislature will need they could make no definite bargain with him unti the end of the session ; further than that the printing is not to cost more than if done for an individual.

Mr. Atkinson, presented the petitions of sundry citizens of Humphreys county, praying that the county of Humphreys be not extended across the Tennessee river, which was read and referred to the committee of propositions and grievances.

Mr. Maury, was added to the committee of land claims, and also to the committee appointed to examine that part of the governors mossage which relates to lands lately acquired by treaty from the Chickasaw nation of Indians.

Mr. Blair, introduced a bill for the relief of Moses W. Carson, which was read the first time and passed.

Ordered, that said bill be sent to the house of representatives.

Received from the house of representatives, the following resolution, which was concurred with by the senate:

Resolved, That a joint committee be appointed to examine the clerk's returns of captains companies, and justices of the peace in each county in this state, and make report thereof; and have appointed Messrs. Jetton, Hill, Locke and Hughes, to act on the part of this house, with such gentlemen as the senate may appoint. Messrs. Douglass and Gass were appointed on the part of the senate.

Received from his excellency the governor, by the honorable Daniel Graham, secretary of state, the following communication :

Fellow-citizens of the Senate, and
of the House of Representatives;

I lay before your honorable body, a report from general Jackson, on the subject of the Chickasaw treaty, accompanied by sundry documents.

Also the report of John Overton and Robert Weakly, esquires, two of the commissioners on the part of

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the United States for extinguishing the Chickasaw claim to a reservation of four miles square, including the salt spring on Sandy river, with sundry other documents; which are also accompanied by a letter of the hon. John Williams, covering a resolution on the same subject. I also transmit the documents referred to in my communication of the 20th inst. relative to the correspondence between the governor of Kentucky and myself, on the subject of the boundary line between this state, and the state of Kentucky. Accompanied with these, you will also receive the resignation of Jacob Tipton Esq. Register of East Tennessee.

JOSEPH M'MINN.

The documents referred to in the governors message of this day relative to the disputed boundary line between this state, and the state of Kentucky, were read and ordered to lie on the table.

Mr. Huntsman, submitted the following resolution on yesterday, which was to day taken up and adopted.

Resolved, That a joint committee be appointed to take into consideration so much of the governors communication as relates to the disputed boundary line between this state, and the state of Kentucky.

Messrs. Huntsman, Brown, Maury and Douglass, were appointed on the part of this house.

Mr. Harris, introduced a bill authorizing the clerk of the county and circuit courts, at any time in the recess of the courts to take the probate of deeds, and for other purposes; which was read the first time, and passed.

Ordered, That the said bill be sent to the house of representatives.

Received from the house of representatives, a petition for the relief of Andrew Stobough which was read and referred to the committee of propositions and grievances.

Also a petition for the relief of Jacob W. Bivens

Lemuel S. Bowers and Daily Needham, which was read and referred to the committee of propositions and grievances.

A bill for the relief of James Kennedy and John Boyd, was read the third time in this house and passed.

A bill to prevent the abatement of suits in certain cases, was read the second time in this house and ordered to lie on the table until Monday next.

Received from the house of representatives the following message of concurrence.

The house of representatives concur with your resolution that his excellency the governor be requested to cause to be laid before this general assembly, at as early a period as he conveniently can, any information in his possession or power, that will shew the amount of land warrants and certificates issued by the commissioners of the land offices of east and west Tennessee.

And that he be requested to lay before this general assembly, copies of any documents in his possession or power that will shew the amount of warrants and certificates that have been granted.

And that he be further requested to furnish any information in his possession or power, that will shew the quantity of acres entered in the different surveyor's offices on which grants have not issued.

And that he will likewise furnish any information he may have, that will tend to shew the probable quantity of vacant and unappropriated lands north and east of the Congressional reservation, exclusive of the land south of the Tennessee, and north and east of the Highwassee river.

Received from the house of representatives the following message of concurrence.

The house of representatives concur with your resolution, that a joint committee be appointed to take into consideration so much of the governors message as relates to the boundary line between this state and

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the state of Kentucky, and name messrs. Cheatham, Miller, Cross, Kindell, Locke and Gray on their part

Received from the house of representatives, a bill to provide for natural born children, which was read the 2d time in this house and passed.

Received from the house of representatives the following resolution, with which the senate concurred, and appointed on their part, messrs. Miller and Wallace, to wit:

Resolved, That a joint committee be appointed to examine if any, and what amendments are necessary to the stray laws of this state, with leave to report by bill or otherwise; and have named Messrs. Taylor, Garriger, Bridgman and Tannel, to act on the part of this house.

Received from the house of representatives,

A bill to repeal all laws passed in this state, authorizing persons to hawk and peddle, or sell spirituous liquors without licence.

A bill for the relief of Daniel May.

A bill to repeal the 2d section of an act, passed November 5th, 1817, entitled "an act appointing additional trustees to Quincy Adams Academy in Warren county, and for other purposes."

A bill authorizing the county court of Jackson county, to adjourn the courts of said county, to the town of Gainsborough, and for other purposes. Which were severally put upon their first reading in this house and passed; and ordered that the said bills be sent to the house of representatives.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, September 24, 1819.

The house met according to adjournment.

Mr. Brown submitted the follow resolution, which was adopted:

Resolved, That there be printed immediately for the use of the general assembly sixty copies of the

acts of Congress of 1817 and 1818, authorizing the state of Tennessee to perfect titles to land south and west of the congressional line &c. And also that there be printed as soon as practicable the treaty concluded at Washington City between the Honorable John C. Calhoun and the Cherokee Tribe of Indians, and also the treaty concluded between the same Indians and Major General Andrew Jackson.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and ask their concurrence.

On motion of mr. Huntsman, the senate closed their doors, and the documents referred to in the governor's communication of yesterday, relative to the treaty concluded on the 19th of October, eighteen hundred and eighteen, between the U. States, & the Chickasaw tribe of Indians were taken up, read and ordered to be sent to the house of representatives.

Also, the report of John Overton and Robert Weakly, esquires, two of the commissioners on the part of the United States, for extinguishing the Chickasaw claim to a reservation of four miles square, including the salt spring on Sandy-river, together with a letter of the honorable John Williams, covering a resolution on the same subject, which were also referred to in the governor's communication of yesterday, were taken up, read, and ordered to be sent to the house of representatives. After which,

Ordered, that the doors of the house be opened.

Mr. Huntsman submitted the following resolution, which was adopted, to wit:

Resolved, that a select committee be appointed to take into consideration, so much of the governor's message as relates to the subject of the reservation of a salt lick, and four miles surrounding it, in the late Chickasaw treaty, concluded between major general Andrew Jackson, and his excellency Isaac Shelby of Kentucky on part of the United States, and the chiefs of the Chickasaw tribe of Indians and that they have leave to report by bill or otherwise, messrs.

Funkman, Brown, Maury and Keith, were appointed on the part of this house.

Mr. Douglass, from the committee of propositions and grievances, made the following report which was ordered to lie on the table until Monday next, to wit:

The committee of propositions and grievances, have had under consideration the following petitions, to wit:

The petition of sundry citizens, living north of the Tennessee and south of Duck river; praying a preference right of entering their improvements; if not, to pass a law compelling those who may enter, to pay them for their improvements.

A petition of George Brown, Register of Greene county; praying an increase of the fees of that office in certain cases. And,

A petition of sundry citizens of Greene county; praying that additional emoluments may be allowed to justices of the peace in certain cases.

On all of which petitions after mature deliberation, your committee beg leave to make an unfavorable report.

EDWARD DOUGLASS, Chairman.

Mr. Tipton, the clerk of the house of representatives delivered in at the speaker's table the following message.

The house of representatives are ready to receive your body in their hall for the purpose of electing a Register of the land office for East Tennessee.

Whereupon the senate repaired to the house of representatives, for the purpose of electing said Register, when the house proceeded to ballot. Samuel R. Brown, and Alexander B. Bradford in nomination. On counting the ballots, the speaker of the house declared in the presence of both houses, that Alexander B. Bradford was elected.

Whereupon the senate returned to their chamber.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, September 25, 1819.

The house met according to adjournment.

Mr. Maury, presented a return from Williamson county of the number of captains companies and clerks returns of said county.

On motion of mr. Keith, mr. Williams obtained leave of absence for this day.

Mr. Maury, presented a petition for the relief of Henry Rutherford; praying the passage of a law, authorizing him to draw a duplicate land warrant on entry No. 2132, which was referred to the committee on land claims.

Also, a petition for the relief of Thomas Wright; praying the passage of a law, giving to him a land warrant in consideration of his services, as one of the guard to the commissioners and surveyors, in running the military line in the year 1784; which was read and referred to the committee on land claims.

Mr. M'Means, presented a petition for the relief of sundry citizens, living north of Tennessee, and south of Duck river, praying a preference right of entering their improvements, which was read and ordered to lie on the table until Monday next.

Mr. Weakly, presented the petition of Willie Barrow; praying permission to raise money by lottery &c.

Received from the house of representatives,

A petition for the relief of Albert M'Clure, of Jackson county; praying leave to hawk and peddle without licence, throughout this state.

Also a petition of Obediah Going; praying the right of citizenship of this state.

Also a petition of sundry citizens of Lincoln county; praying a separate place of holding elections, in said county.

Mr. Weakly presented,

A petition of sundry citizens of Davidson county; praying a separate place of election in said county.

Also a petition of sundry citizens of Davidson

county; praying that they may be attached to Robertson county.

Received from the house of representatives,

A petition of the guardians of the heirs of Thomas Ingram; praying the passage of a law authorizing them to sell a tract of land of sixteen acres, for the benefit of said heirs.

And also a petition of William Purnell and others; praying that a law may be passed, defraying the expences of certain suits therein named, by him instituted, in behalf of the state in Giles county, which petions were severally read and referred to the committee of propositions and grievances.

The resolution submitted by Mr. Huntsman, on Wednesday last relative to Turnpike roads, which was ordered to lie on the table, was taken up and adopted.

Mr. Huntsman and Standifer, were appointed a committee on the part of this house: with which resolation the house of representatives non-concurred, and gave as a reason that there is a committee on public roads already appointed who can at all times be instructed upon particular subjects.

On motion, Mr. Gass, obtained leave to withdraw for amendment the bill to discourage idle disorderly women from having so many base begotten children and to amend the laws concerning bastards.

Received from the house of representatives a bill to amend an act passed at Knoxville on the 16th day of October 1817, entitled "an act to amend the law for removing and keeping of prisoners, in this state," which was read the first time and passed.

Also a bill to fill the vacancies of the quorum court of Davidson county, which was read the first time in this house and passed.

A bill to authorize the county court of Smith, to sell the north east corner of the public square in the town of Carthage, was withdrawn by Mr. Brown for amendment.

A bill for the relief of Isaac Johnson, was read the second time in this house and passed.

Mr. Tipton, the clerk of the house of representatives, delivered in at the speaker's table the following resolution.

Resolved, That a joint committee be appointed to apportion the representation of this state for the ensuing 7 years, agreeably to the constitution of this state, and have named, messrs. Young, Anderson, *Mitchell*, Kindell, Miller, Williams of Davidson, Blake and Cross, on part of this house, to act with such gentlemen, as you may think proper to appoint, with which resolution the senate concurred, and appointed on their part, messrs. Bunch, Huntsman, Macay and Brown.

Mr. Bunch, submitted the following resolution, which was adopted.

Resolved, That the secretary of state be requested to lay before this general assembly the returns of the enumeration of this state.

Received from the house of representatives, the petition of John Blair sen. praying an allowance of timbered land to those who may obtain salt water, in the territory lately acquired from the Cherokee Indians, which was referred to the committee on Cherokee lands.

A bill authorising a separate election, in the county of Campbell, which was withdrawn by mr. Huntsman for amendment, was returned by him with a proposed amendment, which was adopted, and ordered to lie on the table.

Received from the house of representatives the following resolution, which was ordered to lie on the table until Monday next.

Resolved, That the senate meet the house of representatives in the representatives hall on Tuesday next at 12 o'clock, for the purpose of electing a public printer for the ensuing two years.

Received from the house of representatives, the petition of M. C. Hobbs; praying that the county of Bedford pay him the jailors fees of three men by

the name of Magness, who were confined in the Nashville jail, a considerable time, and who are insolvent, which was ordered to lie on the table until Monday next.

Received from the house of representatives a petition for the relief of John Latham; praying the issuance of a certificate, for one hundred and fifty acres of land, in consequence of an interference, which was read and referred to the committee on land claims.

A bill for the relief of Moses W. Carson, was read the second time in this house and passed.

A bill authorizing persons who have lost writings obligatory, under seal, to sue and recover on them in an action at law, was withdrawn by Mr. Huntsman for amendment.

A bill authorizing the county court of Jackson county, to adjourn the courts of said county to the town of Gainsborough, with an amendment proposed by Mr. Huntsman, was read the second time in this house and passed.

A bill for the better regulation of Wayne county, was read and ordered to lie on the table indefinitely.

Received from the house of representatives the report of John Winton, commissioner of Turnpike roads, which was referred to the committee on public roads.

A bill to establish four additional elections in the county of Franklin was read the first time in this house and passed.

A bill to repeal the second section of an act, passed the 5th day of November 1817, entitled, "an act appointing additional trustees to Quincy Adams Academy in Warren county, and for other purposes," which was withdrawn by mr. Harris for amendment.

Mr. Tipton, the clerk of the house of representatives delivered in at the speaker's table the following message of concurrence.

The house of representatives concur with you in having printed, sixty copies of the act of Congress

of 1817 and 18, and also copies of the Cherokee treaty.

The house adjourned till Monday morning 9 o'clock

MONDAY, September 27, 1819.

The house met according to adjournment.

Mr. Williams presented the return of the clerk of the circuit court of Knox county.

Mr. Douglass, from the committee of propositions and grievances made a favourable report on the following petitions, viz.

A petition of George Erwin jun. and Samuel Ingram, guardians of the heirs of Thomas Ingram deceased; praying the passage of a law authorizing them to sell sixteen acres of land, including a mill and cotton gin, for the benefit of said heirs.

A petition of sundry citizens of Lincoln county; praying the passage of a law authorizing a separate election in said county, at a place called New-Hope.

A petition of Willie Barrow; praying the passage of a law authorizing a scheme of a lottery for the joint benefit of himself and creditors.

A petition of sundry citizens of Davidson county; praying the passage of a law authorizing a separate election in said county.

A petition of William Searland, Thomas Butler, James Terry, William Rush, Joseph Hawkins, Alexander Keith, Philip Malkey, James Vance and James W. Smith, chain carriers in running the lines of Jackson county; praying the passage of a law authorizing the commissioners to pay them additional compensation for said services.

A petition of sundry citizens of Giles county; praying the passage of a law authorizing the treasurer of Giles county to pay the costs of suits commenced by William Parnell, against certain individuals as overseers of the road.

Mr. Douglass, from the same committee made an adverse report on a petition of Obediah Going, a

man of mixed blood; praying the passage of a law extending to him the rights of citizenship, with which report this house concurred.

A bill to provide for natural born children, was read the third and last time in this house, passed and ordered to be engrossed.

A bill to prevent the abatement of suits in certain cases, was read and ordered to lie on the table indefinitely.

A bill to repeal the second section of an act, passed the fifth day of November 1817, entitled, "an act appointing additional trustees to Quincy Adams academy in Warren county, and for other purposes," was read the second time in this house and passed.

A bill for the relief of Isaac Johnson, together with an amendment made by Mr. Keith, was read the second time in this house and passed.

Received from the house of representatives a bill to make legitimate Rufus Morgan Bennett and Sally Bennett.

Also a bill to authorise the clerk of Sullivan county, to build an office on part of the public square, in the town of Blountsville; which were both put upon their first reading in this house and passed.

A bill to lay off and establish separate elections in this state, at the places therein named; which was ordered to lie on the table until this day, was taken up and on motion, Mr. Harris obtained leave to withdraw the said bill for amendment.

A bill to repeal all laws passed in this state, authorising persons to hawk and peddle, or sell spirits without licence; was read and ordered to lie on the table indefinitely.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, September 28, 1819.

The house met according to adjournment.

Mr. Gass introduced a bill laying a tax on all shows and actors of every description, read the first time and passed.

Mr. Huntsman presented the return of the number of captains companies and acting justices of the peace in Overton county, together with clerks return of the taxable property in said county.

Mr. Edmiston presented a return of the captains companies, and acting justices of the peace of Giles county, together with a list of taxable property of said county, for the years 1818 & 19. Also an account of monies collected by the clerk of the county court of said county for the year 1818.

Mr. Gass, presented the petition of the trustees of Greeneville college; praying for a donation of land for the use of said college, read and referred to the committee on school lands.

Mr. Maury, submitted the following resolution, which was read and adopted, to wit:

Resolved, by the senate and house of representatives of the state of Tennessee, that the governor is hereby requested to lay before this general assembly, any documents or letters, official or otherwise, which may be in his possession, touching the extent to which the northern boundary of this state, has been run by the commissioner or commissioners acting under the authority of the states of Virginia and North Carolina. And that he also be requested to obtain from the executives of the states aforesaid, copies of the reports of their commissioners and lay the same before this general assembly if practicable.

Mr. Brown, from the committee on lands south and west of the Congressional line made the following report.

The joint committee of both houses to whom was referred so much of the governor's message as relates to lands south and west of the congressional reservation line, and the lands south and west of the Tennessee river, ceded by the Chickasaw Indians have had the subject under consideration, and have deemed it most expedient to report to the house the following resolutions:

1st. *Resolved*, That the territory or tract of country usually denominated the Congressional reservation be divided into four districts, to each of which a principal surveyor shall be appointed by joint ballot of both houses of the general assembly.

2d. *Resolved*, That each of the surveyors aforesaid, shall forthwith cause his district to be divided by lines running parellel with the southern boundary line of this state, and by others crossing them at right angles, so as to form sections of square, as near as may be, and that he cause to be laid down, and connected with the lines of the same, the existing claims, as far as may be practicable.

3d. *Resolved*, That there be appointed one commissioner, for the purpose of adjudging the validity of claims to lands within this state, which have not been perfected into grants, and which have not been heretofore legally adjudicated.

4th. *Resolved*, That all evidences of claims, purporting to have been issued by the commissioner or commissioners of east & west Tennessee, be filed in the office of the commissioner of West Tennessee, hereafter to be appointed, for adjudication.

5th. *Resolved*, That the evidence of the validity of the last mentioned claims, may be the record kept by the commissioners of East and West Tennessee, or a copy thereof.

6th. *Resolved*, That grantees, or their legal representatives, or assignees of such grantees of lands, lying south and west of the congressional line, the calls of whose grants cannot be identified, or who may have lost the same by interfering claims, or any part thereof, ought to receive a warrant for the number of acres thus lost, provided such grant be founded upon a valid warrant, and no other grant shall have issued upon a warrant of the same number.

7th. *Resolved*, That warrants or certificates of survey, ought to issue for lands lost by interfering claims on the north and east of the congressional line.

8th. *Resolved*, That each principal surveyor enter in a book to be by him kept for that purpose, a list of all evidences of claims certified to be valid, pursuant to law; the names of the owners; the number of the warrant; the number of acres contained in each warrant, in columns opposite to the owners names, leaving one blank column to be filled with the number of the location, which shall be decided by lot, and that a day be appointed in the year eighteen hundred and twenty, for drawing and determining the priority of locations.

9th. *Resolved*, That all entries, and surveys made upon such entries, shall be run to the cardinal points, in squares or oblongs, except fractions, which shall be occasioned by some navigable river, or elder claim; and, the said resolutions having been read,

WILLIAM L. BROWN, Chairman.

Received from the house of representatives the following resolution, with which this house concurred.

Resolved, That the senate meet the house of representatives in the representative hall at 12 o'clock on the 28th instant, to compare the votes for governor.

The resolution received from the house of representatives on the 25th inst. relative to the appointment of a public printer for the ensuing two years, which was ordered to lie on the table, was taken up and non-concurred with by this house.

Mr. Huntsman, introduced a bill to repeal so much of an act passed the 22d of April 1809, as requires the seal of the court to be attached to the probate or acknowledgement of any deed of conveyance, power of attorney, bill of sale, mortgage, deed of trust, etc. which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Mr. Huntsman, introduced a bill prescribing a more easy mode of taking the examination of *feme coverts*, where they wish to pass land; read the first time in this house and passed. Ordered that the said bill be sent to the house of representatives.

Mr. Edmiston introduced a bill for the relief of Wm. Parnell, read the first time and passed.

Ordered that the said bill be sent to the house of representatives.

Received from the house of representatives the following message, together with the petition of Isaac Hammon, praying an amelioration of slavery in this state, with accompanying documents, to wit:

The house of representatives have referred the accompanying documents to a select committee, and have appointed Messrs. Miller, Mitchell, Jetton, Anderson, Wm. Williams and David, on the part of this house, to act with such gentlemen as the senate may appoint; with which this house concurred, & appointed Messrs. Maury, Keith and Brown, on the part of the senate.

Mr. Edmiston handed in the return of the clerks of the circuit and county courts of Lawrence county.

Mr. Tipton, the clerk of the house of representatives handed in at the speaker's table, a petition of Hugh Carter, sheriff of Greene county, praying an additional allowance of fees in certain cases.

Also a petition of John McCann and Wm. McCann, praying leave to hawk and peddle in this state without licence.

A petition of sundry citizens in this state, praying a preference right of entering their improvements, which was ordered to lie on the table, was taken up; and also a petition of sundry citizens of Greene county, which was presented by Mr. Gass, praying additional fees to civil officers in certain cases, which petitions were severally read and referred to the committee of propositions and grievances.

A bill to authorize the county court of Smith to sell the north east corner of the public square, in the town of Carthage, which was withdrawn by Mr. Brown for amendment, was returned with a proposed amendment, and passed its second reading in this house.

Mr. Blair submitted the following resolution which was adopted.

Resolved, That the senate meet the house of repre-

sentatives, in the representative hall, on Saturday week, being the 9th of October, at 12 o'clock, for the purpose of electing a senator in congress, to fill the vacancy occasioned by the resignation of George W. Campbell.

In conformity with a joint resolution of both houses the senate repaired to the house of representatives, for the purpose of comparing the votes given in for governor at the last election in this state. On comparing the said votes, the speaker of the senate declared in the presence of both houses, that Joseph M'Minn was duly and constitutionally elected governor of the state of Tennessee, for the ensuing two years.

Whereupon the senate returned to their own chamber.

Received from the house of representatives the following resolution, with which this house concurred.

Resolved that a joint committee of both houses be appointed to wait on his excellency, and ascertain when he will be inaugurated; Messrs. Mitchell, Anderson Young and Massengill, will act on the part of this house; Messrs. Williams and Atkinson were appointed on the part of this house.

A bill to enable creditors to recover debts at law upon lost bonds, notes and other instruments of writing, for the payment of money, &c. which had been withdrawn by Mr. Huntsman for amendment, was returned with a proposed amendment, read the second time in this house amended and passed.

A bill to lay off and establish separate elections in this state, at the places therein named, which had been withdrawn by Mr. Harris for amendment, was returned with a proposed amendment, which amendment was afterwards withdrawn by Mr. Harris.

Ordered That the said bill lie on the table indefinitely.

On motion of Mr. Williams, the house rose and went into committee of the whole, Mr. Douglass in the chair for the purpose of considering the report of the committee on Chickasaw lands. The committee rose

reported progress and obtained leave to sit again.

Mr. Williams, from the committee appointed to wait on his excellency and ascertain when he will be inaugurated, reported that they had done so, and that his excellency would attend the two houses on Thursday next, at 12 o'clock, for that purpose.

The house adjourned until to-morrow morning 9 o'clock.

WEDNESDAY, September 29, 1819.

The house met according to adjournment.

Received from the house of representatives the following resolution with which this house concurred.

Resolved, by the general assembly of the state of Tennessee, That the registers of the land offices of east and west Tennessee, ought not to divide or sub-divide land warrants or certificates of survey, until legislative provision be made on that subject.

Mr. Tipton, the assistant clerk, of the house of representatives handed in at the speaker's table the following message of concurrence.

The house of representatives concur with your resolution, that his Excellency the governor be and he is hereby requested, to lay before this general assembly any documents or letters official or otherwise which may be in his possession touching the extent to which the northern boundary of this state has been run by the commissioner or commissioners acting under the authority of the states of Virginia and North Carolina—and that he shall be requested to obtain from the executives of the states aforesaid, copies of the reports of their commissioners, and lay the same before this general assembly if practicable.

The house of representatives concur with you in your resolution that the senate meet the house of representatives, in the representatives hall on Saturday the 9th of October next at the hour of 12 o'clock for the purpose of electing a senator in Congress to fill

the vacancy occasioned by the resignation of the hon. George W. Campbell.

Received from the house of representatives.

A bill to prevent the division of land warrants, which was read the first time in this house and passed.

Mr. M'Means, presented a petition of sundry citizens living on Red river in this state; praying that the said river be opened for the navigation of Boats as high up as where the dividing line between this state, and the state of Kentucky crosses the same.

Mr. Brown, presented the petition of sundry citizens of Robertson and Montgomery counties; praying that no law may be passed preventing any person from building mill dams across the Red river, in this state, above Port-Royal, and that persons owning mill dams across the said river, shall not be compelled to make slopes or locks for the passage of boats up and down said river.

Also a petition of messrs. Woodfork and Norflet; praying the passage of a law giving them the privilege of building mill dams across Red river in this state.

Which petitions were severally referred to the committee on navigation.

Mr. Gass, submitted the following resolution which was adopted.

Resolved, That a Chaplain be appointed to attend this general assembly, during the present session once in each week for the purpose of performing divine service, in the hall of the house of representatives and that a committee be appointed to confer with said chaplain and report accordingly, Messrs. Gass and Huntsman were appointed on the part of this house.

With which resolution the house of representatives non-concurred.

Mr. Douglass, submitted the following resolution, which was adopted.

Resolved, That a select committee be appointed to inquire if any, and if any, what amendments are ne-

cessary to the laws now in force on the subject of divorces, messrs. Huntsman and Douglass were appointed on the part of this house.

Mr. Gass, who had withdrawn for amendment, a bill to discourage idle disorderly women from having so many base begotten children, and to amend the law concerning bastards, returned the said bill with a proposed amendment which was adopted, and the bill put upon its first reading in this house and passed.

On motion of Mr. Lowry the title to the said bill was stricken out and the following substituted, a bill to amend the law concerning bastards.

On motion of Mr. Keith, the house rose and went into committee of the whole mr. Douglass in the chair, for the purpose of considering further the report of the committee on Chickasaw lands.

The committee rose reported progress and obtained leave to sit again.

On motion of mr. Keith,

The house again rose and went into a committee of the whole, mr. Douglass in the chair for the purpose of considering still further, the report of the committee on Chickasaw lands.

The committee of the whole having risen.

Mr. Douglass, from that committee made the following report with which the senate concurred.

The committee have adopted the first resolution contained in the report of the committee on Chickasaw land; the second resolution in the same report they have stricken out; the third resolution they have amended by striking out the word *one* and inserting the word *three* the fourth resolution they have amended by striking out the word *commissioner* and inserting the word *commissioners* the fifth resolution they have adopted; the sixth resolution they have amended by striking out the words, *the calls of whose grants cannot be identified*; and the seventh, eighth and ninth resolutions they have adopted. EW'D. DOUGLASS, Chr.

Ordered, By the senate, that the report of the committee on Chickasaw lands together with the amend-

ments made by the committee of the whole and concurred with by the senate, be recommitted to the committee on Chickasaw lands, with instruction to report a bill thereon.

The house adjourned until to-morrow morning nine o'clock.

THURSDAY, September 30, 1819.

The house met according to adjournment.

Mr. Keith, submitted the following resolution which was adopted.

Resolved, That a joint committee be appointed to wait on the Rev. Robert Henderson, and request him to attend in the hall of the house of representatives this day at 12 o'clock, the time appointed by both branches of the legislature to inaugurate the governor, to perform divine service by offering up prayer and thanks giving to Almighty God, on that occasion, messrs. Keith and Lowry are appointed on the part of this house.

With which the house of representatives concurred, and appointed on the part of that house, messrs. Mitchell, Anderson, Young and Massingill to act with the gentlemen appointed by the senate.

Mr. M'Means, withdrew for amendment, a bill for the better establishment of Wayne county.

Mr. Tipton, the assistant clerk of the house of representatives handed in at the speakers table the following resolutions with which this house concurred.

1. *Resolved*, That the President and Directors of the different Banks in this state and their branches respectively lay before this general assembly now in session at as early a day as convenient a true statement of the condition of each bank on oath of the President and Cashier, and that said statement specify the amount of capital stock paid in—the amount of debts due and owing to and from said institutions, the specie on hand, the amount of notes of other banks in the possession of each Bank, the amount of deposits

and carefully distingush, between such debts owing to said Banks as may or may not have been well secured: *Provided however*, That the names of debtors are not to be inserted in said statement.

2. *Resolved*, That a copy of the foregoing resolution be transmitted forthwith to the President and Directors of the respective banks.

Mr. Edminston, introduced a bill to establish a town by the name of Loonyville in Lincoln county.

Mr. Gass, a bill for the relief of Idiots.

Mr. Blair, a bill to authorize the county court of Washington to lay a tax for the purpose of building a court house, prison and stocks in the town Jonesborough.

Which were severally put upon their first reading in this house and passed.

Mr. Douglass, presented the petition of sundry citizens of Sumner county in this state; praying a precinct election in said county.

Mr. Gass, a petition of Hugh Malony; praying a bill of divorce.

Which were both referred to the committee of propositions and grievances.

Mr. Harris, submitted the following resolution, which was adopted.

Resolved, That the secretary of state be requested to lay before this house such vouchers as Thomas G. Bradford, public printer for the years 1815 and 16 may have returned to the secretary's office, shewing his compliance with the requisitions of the law as public printer etc.

Mr. Keith, from the committee appointed to wait on the Rev. Robert Henderson, reported they had done so, and that he would attend in the hall of the house of representatives and perform the services requested of him by the legislature at 12 o'clock of this day.

On motion of mr. Atkinson, the petition of Edward D. Hobbs; praying the passage of a law compelling the county of Bedford to pay the jailors fees of three men by the name of Magness who were confined

a considerable time in the jail of Davidson county, and who are insolvent.

Which petition had been ordered to lie on the table was taken up and referred to the committe on claims.

A bill for the relief of Isaac Johnson and for other purposes, was read the third and last time in this house passed and ordered to be engrossed.

A bill to authorise the clerk of the county court of Sullivan to build an office on part of the public square in the town of Blountsville.

A bill prescribing a more easy mode the examination of *feme coverts*, when they wish to convey lands.

A bill for the relief of William Purnell, which on motion was amended by Mr. Edmiston.

A bill to amend an act, passed at Knoxville the 16th of October 1817 entitled, an act to amend the law for removing and keeping prisoners in this state.

A bill to fill vacancies in the quorum court in the county of Davidson.

A bill to prevent the division of land warrants.

Which bills were severally put upon their second reading in this house and passed.

A bill to repeal so much of an act passed the 22d of April 1809 as requires the seal of the court to be attached to the probate or acknowledgment of any deed of conveyance, power of attorney, bill of sale, mortgage, deed of trust etc.

Was read and ordered to lie on the table indefinately.

A bill to repeal the 2d section of an act, passed on the 5th of November 1817 entitled an act appointing additional trustees to Quincy Adams Academy in Warren county and for other purposes, was read the third and last time in this house, passed, and ordered to be engrossed.

A bill authorizing the county court of Jackson county, to adjourn the courts of said county to the town of Gainsborough, and for other purposes, was read and ordered to lie on the table.

Mr. Tipton, the assistant clerk of the house of

representatives, delivered in at the speaker's table the following message:

The house of representatives are ready to receive your body in their house, for the purpose of inaugurating the governor: Whereupon, the senate repaired to the hall of the house of representatives, and the appropriate oath having been administered to his excellency, prayers of thanksgiving were offered up to Almighty God, by the reverend Robert Henderson.

On motion of Mr. Grundy, the following resolution was adopted by both branches of the legislature:

Resolved, That the thanks of this general assembly be presented to the reverend Robert Henderson, for his polite attendance on this general assembly on this day.

The gentlemen of the senate then returned to their own chamber.

On motion of mr. Keith,

Mr. Weakly (speaker,) and mr. Brown, obtained leave of absence until Monday next.

On motion of Mr. Reynolds,

Mr. Harris also, obtained leave of absence until Monday next.

The house adjourned till to-morrow morning 9 o'clock.

FRIDAY, October 1, 1819.

The house met according to adjournment.

Mr. Keith, from the committe of finance presented the report of the committee in a settlement with Matthew Nelson treasurer of East Tennessee, which was concurred with.

Ordered, To be entered on the journals and sent to the house of representatives.

A bill to repeal so much of an act passed 22d of April 1809 as requires the seal of the court to be attached to the probate or acknowledgement of any deed of conveyance, power of attorney, bill of sale, mortgage deed of trust etc.

A bill for the relief of Moses W. Carson.

Which were both put upon their second reading in this house and passed.

Mr. Weakly (Speaker) having obtained leave of obsence.

On motion of Mr. Maury, Mr. Douglass was appointed Speaker *pro-tempore*.

Received from the house of representatives.

A bill to incorporate the Turnpike companies therein mentioned.

Received from the house of Representatives.

A bill more effectually to provide for the security of the estate of deceased persons.

Received from the house of representatives.

A bill to authorize the county court of Claiborne, to lay a tax, to build a jail for the use of said county.

Also a bill from the house of representatives, to authorize the county court of Bledsoe to sell or dispose of the court house, prison and public square in old Madison.

A bill to incorporate the inhabitants of the town of Shelbyville in the county of Bedford.

A bill to prohibit the banks in this state and their branches from receiving certain notes for collection.

A bill authorising a deed from Richard Dobbs Spaight to Wilson Blount to be registered.

A bill for the benefit of the heirs of Thomas Ingram deceased.

Which bills were severally put upon their first reading in this house and passed.

A bill to authorize the county court of Smith, to sell the North East corner of the public square in the town of Carthage.

A bill authorizing the county court of Jackson county to adjourn their courts to the town of Gainsborough, and for other purposes; which had been ordered to lie on the table indefinitely, was on motion taken up, read the third time and amended by mr. Huntsman, of which amendment the house of representatives were informed by message, and return-

ed by two of their members a message of concurrence with the said amendment. And

A bill to prevent the division of land warrants.

Which were severally put upon their third and last reading in this house, passed and ordered to be engrossed.

A bill to prevent the abatement of suits in certain cases; which had previously been ordered to lie on the table, was taken up and on motion again, ordered to lie on the table.

Received from the house of representatives the following message of concurrence.

The house of representatives concur with you in your proposition, that a select committee be appointed to enquire if any, and if any, what amendments are necessary to the laws now in force on the subject of divorces; and named messrs. Williams (of Davidson) David, Young and Prewett, on the part of this house.

Mr. Bunch, submitted the following resolution, which was adopted.

Resolved, That the senate meet the house of representatives in the representatives hall on Monday next, at the hour of 12 o'clock, for the purpose of electing a treasurer for East Tennessee, for the ensuing two years.

With which the house of representatives concurred.

Mr. Gass, presented the petition of Sperling Bowman; praying the repeal of a law passed on the 30th, day of November 1807, authorizing a dam for the purpose of carrying on Iron works to be built across Camp creek.

Which was referred to the committee of propositions and grievances.

The following resolution which was adopted on the 25th, ult. and entered on the journal was read in form of a message to the house of representatives for the purpose of obtaining their concurrence, and on motion Mr. Maury.

Ordered, To lie on the table.

Resolved, That the secretary of state be requested

to lay before this general assembly the returns of the enumeration for this year.

Mr. Keith, from the committee of finance made the following report.

The committee of finance in settling with Matthew Nelson, Treasurer of East Tennessee, beg leave to report that on examining the revenue for the years 1817 and 1818, after deducting clerks, sheriffs and treasurers commissions, they find him chargeable with the sum of sixty-five thousand nine hundred and eighty-five dollars thirteen and a half cents including all judgments in his Lands against delinquent clerks and sheriffs at last settlement, 208 dollars 26 3-4 cents received of David Nelson on account of tables, chairs stoves and other articles sold agreeable to a resolution of the general assembly; $5408 47 1-2 cents received for occupant land, south of French broad and Holston on account of principal, for the use of the state, $3650 interest arising on State Bank Stock.

Also including $27864 49 1-2 cents remaining in the treasury at last settlement, making in the whole with which he is chargeable the sum of $65,985 13 1-2 cents.

The said treasurer has paid, taken up and produced to your committee, warrants, drafts etc. chargeable on the public revenue, amounting to	$38,777 67 1-4	
Also the receipt of Thomas Crutcher treasurer of West Tennessee for	$27,207 46 1-4	
		65,985 13 1-2

Your committee further report that there is in the hands of the Treasurer the following judgments uncollected (to wit.)

A judgment against William Garrett clerk of Cocke county, for	$108 78
A judgment against the sheriff of Carter county, Andrew Taylor for	$214 74

A judgment against Alexander Coulter sheriff of Marion county for	$19 031-2

Your committee further find and report that they find said treasurer chargeable with the following sums received for the use of colleges and academies including principal and interest, and on account of interest received on account of occupant land.

To this sum received on account of money heretofore loaned by commissioners appointed to loan college and academy money and reported to said treasurer by Thomas Emmerson,	$11,978 69
To this sum received of capt. John Crozier,	289 74
To this sum as appears on the Journals of 1815	712 34 1-2
To this sum as appears on the Journals of 1817	703 70 1-4
To this sum received from last settlement to the first day of September 1819 on account of colleges and academies,	14,703 70 1-4
To this sum interest on occupant land	3,113 74 1-2
To this sum received interest on bonds	389 07
Making in the whole the sum of	$31,890 30 3-4
The said treasurer has produced to your committee, receipts and vouchers from which it appears that he has paid out and appropriated agreeable to law, the sum of twenty-six thousand fifty-seven dollars and fifty-nine cents,	26,057 59 1-2
Balance,	$5,832 71 1-4

This sum of five thousand eight hundred thirty-two dollars, and seventy-one and one fourth cents, is the whole amount of balance now in the hands of said treasurer, of all the money by him received on ac-

count of land South of French Broad and Holston up to the 1st day of September 1819.

CHARLES F. KEITH, Chairman.

Mr. Lowry, submitted the following resolution.

Resolved, By the general assembly of the state of Tenessee, that the Rev. Robert Henderson, be requested to deliver a sermon in the representative hall on the 4th inst. at 2 oclock.

Which on the question shall this resolution be adopted, the yeas and nays being required it was determined in the negative.—Yeas 5.—Nays 13.

Those who voted in the affirmative are,

Messrs. Gass, Keith, Lowry, M'Means and Wallace.

Those who voted in the negative are,

Messrs. Douglass (Speaker) Atkinson, Brown, Blair, Bunch, Edmiston, Huntsman, Maury, Miller, Reynolds, Seawell, Standifer and Williams.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, *October* 2, 1819.

The house met according to adjournment.

Mr. Gass introduced a bill, making it the duty of all solicitors, states attorney and attorney generals, when they present any bill of indictments to any grand jury to have a prosecutor marked thereon.

Mr. Blair introduced a bill to amend the tenth section of an act of the general assembly of the state of North Carolina, passed at Edonton on the 4th day of April, 1741, entitled an act for the better observation and keeping of the Lord's day, commonly called sunday, and for the more effectual suppression of vice and immorality.

On motion of Mr. Seawell the following reasons of himself and Mr. Blair, were ordered to be entered on the journal, to wit:

Our reasons for voting against the resolution, requesting the Rev. Robert Henderson to deliver a ser-

tion to this general assembly on Monday next, at 2 o'clock, are not that we think the performance of divine service unnecessary; but because the supporters of that resolution refused to amend the same by striking out the words 'two o'clock' and inserting in lieu thereof 4 o'clockat which hour the house would not be in session.

WILLIAM SEAWELL.
JOHN BLAIR.

Mr. Huntsman, presented a petition of Samuel M'Craw; praying the passage of a law authorizing him to draw a land warrant for six hundred and forty acres of land granted by the state of North Carolina, on the 12th day of December 1787, which cannot be identified. Also,

A petition of Robert Burton and others; praying the liberty of extending an entry of five thousand acres made in the name of Robert Burton, in order to avoid interfering claims south and west of the Congressional reservation.

Which were both referred to the committee on land claims.

A bill for the relief of idiots read the second time.

Ordered, That Mr. Brown have leave to withdraw the said bill for amendment.

The house ajourned till Monday morning 9 o'clock.

MONDAY, October 4, 1819.

The house met according to adjournment.

Mr. Seawell, from the committee of enrollments reported that the committee had examined bills of the following titles and found the same truly enrolled, to wit:

An act, for the relief of Isaac Johnson and for other purposes.

An act, to authorise the county court of Smith to sell the north east corner of the public square in the town of Carthage.

An act, authorising the county court of Jackson

county to adjourn the courts of said county to the town of Gainsborough, and for other purposes.

An act, to provide for natural born children.

An act, to repeal the 2d section of an act passed the 5th of November 1817 entitled "an act appointing additional trustees to Quincy Adams Academy and for other purposes." And

An act to prevent the division of land warrants.

Ordered, That the said enroled bills be signed by the speaker of this house, and sent to the house of representatives.

Mr. M'Means, who had withdrawn for amendment, a bill for the better establishment of Wayne county, returned the same with a proposed amendment, which together with the bill were ordered to lie on the table until to-morrow.

Received from the house of representatives the following resolution with which this house concurred.

Resolved, That the senate meet the house of representatives at 12 o'clock this day in the representative hall for the purpose of electing a secretary of state, of this state.

Mr. Lowry, presented a return of the number of Captain's companies and acting justices of the peace in Blount county. Also,

The enumeration of said county together with a penitentiary subscription.

Which were referred to the appropriate committees.

Mr. Brown, presented the return of the clerk of the supreme court of errors and appeals for the 5th circuit, containing the amount of monies by him paid to the treasurer of West Tennessee.

A memorial of Hickman county, was taken up.

Ordered, That this house dispense with reading said memorial and refer it to the committee of propositions and grievances.

Mr. Maury, submitted the following resolution, which was ordered to lie on the table until to-morrow.

Resolved, That the following be adopted as a rule of the senate. That each resolution proposed to be

house shall be read by the mover in his place, and if seconded, received and laid upon the speakers table, at least one day for consideration. *Provided*, This rule may be dispensed with in cases of manifest urgency.

The senate considered the above resolution on the 5th of Oct. 1819 and adopted the same.

Mr. Standifer, withdrew for amendment, a bill to authorise separate elections in the county of Campbell.

Mr. Williams, introduced, a bill to amend the law in force in this state, directing the sale of lands under execution, which was read the first in this house and passed.

Orderrd, That the said bill be sent to the house of representatives.

Mr. Brown, introduced a bill to prevent trading with slaves.

Mr. M'Means, a bill for the regulation of sheriffs.

Which were both put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Huntsman, presented the petition of Isaac M'Camron; praying the passage of a law authorizing him to draw a land warrant for 357 acres of land, granted to him by the state of North Carolina on the 12th day of December 1797 which land lies in the state of Kentucky, which was referred to the committee on land claims.

Mr. Brown, who had withdrawn for amendment, a bill for the relief of idiots, returned the same with a proposed amendment, which bill and amendment were ordered to lie on the table indefinitely.

Mr. Tipton the assistant clerk of the house of representatives handed in at the speaker's table the following message.

The house of representatives concur with your resolution of the 24th of September, that a select committee be appointed to take into consideration so much of the governor's communication as relates to the reservation of four miles square, including a salt

lick on Sandy river, in the late treaty between the United States and the Chickasaw Indians, to a select joint committee of both houses, with instructions to report by bill or otherwise; and have named, Messrs. Taylor, Daugherty, Massengill, Gray, Tipton, Tilman, Lamy and Williams, (of Roane,) to beof the said committee on part of this house. Also,

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That so much of the said message as relates to the conduct of the commissioners who entered into the late treaty with the Chickasaw Indians, be referred to the committee heretofore appointed to enquire and report upon the conduct of maj. gen. Andrew Jackson.

Which resolution was on motion ordered to lie on the table for further consideration.

Mr. Tipton, also handed in at the speaker's table the following message which was orgiered to lie on the table.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That the message in relation to the Sandy creek lick be made public, except the correspondence between the commissioners, the Chickasaw agent and secretary at war, respecting the contemplated treaty,

In conformity with a joint resolution of both houses, the gentlemen of the senate repaired to the hall of the house of representatives for the purpose of electing a treasurer for the district of East Tennessee, for the ensuing two years, and a secretary of state for the ensuing four years, messrs. Atkinson and Williams, were appointed tellers on the part of the senate.

The houses then proceeded to ballot for a treasurer of East Tennessee, Matthew Nelson in nomination. On counting the votes the speaker of the senate declared in presence of both branches of the legislature that Matthew Nelson, was duly and constitutionally elected treasurer of East Tennessee.

The house then proceeded to ballot for secretary of

TENNESSEE STATE

state, Daniel Graham, in nomination. On counting the votes it appeared that Daniel Graham, was unanimously elected.

Mr. Maury, presented the petition of Henry Rutherford and Oliver Crenshaw; praying the passage of a law authorizing the said Oliver Crenshaw to take one hundred and twelve acres of land, lying in Williamson county, in lieu of a dower right in several other small tracts of land to which his wife is entitled by law.

Which was referred to the committee of propositions and grievances.

Received from the house of represenatatives, a bill to authorize the mayor and aldermen of the town of Blountsville to lay a tax on the property of non-residents and for other purposes, was read the first time and passed.

A bill to fill vacancies in the quorum court in the counties of Davidson and Smith, was read the third time in this house, passed and ordered to be engrossed.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, October 5, 1819.

The house met according to adjournment.

Mr. Gass, submitted the following resolution, which was ordered to lie on the table indefinitely.

Resolved, That this general assembly appoint a joint committee of both houses to enquire and report, whether they can procure a house suitable for the governor and family to reside in during the ensuing two years.—Also an apartment for the secretary of state to keep his office in, during the same period, and that there be appointed two members on the part of this house for that purpose.

Mr. Standifer withdrew for amendment, a bill to incorporate the Turnpike companies therein mention-

Mr. Douglass, introduced a bill for the relief of Willie Barrow.

Mr. Gass, a bill for the relief of Easter Hawkins an idiot in the county of Greene.

Which were both read the first time passed, and ordered to be sent to the house of representatives.

Received from the house of representatives, the petition of James Perry; praying the issuance of a land warrant for ten thousand acres of land, which has been lost by interfering claims.

Which was referred to the committee of land claims.

Received from the house of representatives, the petition of Martha A. R. Jones; praying to be divorced from her husband Alexander W. Jones.

Which was referred to the committee of propositions and grievances.

A bill to incorporate the inhabitants of the town of Shelbyville in the county of Bedford.

A bill for the better establishment of Wayne county, with a proposed amendment, which had been ordered to lie on the table was taken up.

Which were both put upon their second reading in the senate and passed.

Received from the house of representatives,

The petition of Benjamin Lampkins; praying that the obstructions in the river Clinch, be removed, which was referred to the committee on navigation.

A bill for the relief of William Purnell, was read the third time and passed.

Received from the house of representatives the petition of Alexander Brown; praying the passage of a law authorizing him to draw land warrants for certain tracts of land therein named, which have been lost by interfering claims.

Which was referred to the committee on land claims.

Received from his Excellency the Governor, by the hand of the honorable Daniel Graham, secretary of state, the following communication with accompanying documents.

Fellow-Citizens of the Senate
and of the House of Representatives

In obedience to the promise given in my communication of the 20th ult. I now do myself the honor to lay before you for your information a copy of the treaty entered into on the 8th of July 1817, with the Cherokee Indians, & also a copy of the treaty entered into with said nation on the 27th of February last.

The first of those treaties contains stipulations by which the head of each Indian family may take a reservation of 640 acres, in which he will have a life estate; *Provided*, he does not abandon the possession. And; *Provided also*, That he has made it in conformity with the provisions set forth in said treaty. That many of the existing reservations have been made through fraudulent and speculative motives has fallen within my own knowledge, and to prevent which, I issued and published, at the Cherokee agency and manifesto in behalf of the State of Tennessee, dated in June last, a copy of which will accompany this communication.

This measure was not intended to preclude the nation from the right to make a lawful reservation; but to put a period to a current of abuse that was daily practising in open violation of the treaty and against the best interest of Tennessee, & it is with great pleasure, I am able to say as well from my own observation during my stay at the agency, as from other sources that cannot be doubted that the protest has and the effect of driving those land speculators beyond the limits of Tennessee.

And with a view to enable the legislature to discriminate between those which have thus originated in fraud and those fairly obtained, I herewith forward a book containing a complete certified transcript of the register kept in the office of the Cherokee agent with such notes of reference as will exemplify the true situation of each reservation taken previous to the 12th day of June last, since which period I have the promise of the Cherokee Agent (col. Meigs) to for-

ward an additional transcript copy of those taken between the last mentioned date in June and the 15th Sept. last. This transcript I am sorry to say has not yet come to hand, so soon as it shall be laid before you.

With regard to the last mentioned treaty it provides for upwards of twenty reservations within the state of Tennessee with fee simple titles to each; the true situation of sundry of those reservations is, that they have been made on lands which have been granted long since by the state of North Carolina, but whatever difficulty may arise between the claimants I have no doubt you will be of opinion that the investigation of right belongs to the courts of justice.

I also forward to you sundry copies of letters addressed by the secretary of war to myself with my answers and communications to him, the whole of which relates to the execution of the treaty of 1817—and what ever may be the rule of the legislature with regard to referring such bulky communications to the respective committees, I indulge the hope that those papers will receive a reading in each branch as they will develope with what generosity the general government has acted, while the execution of the treaty was pending, and they alone will in some degree exhibit the course which I have taken in behalf of the state, to the citizens whereof I hold it my duty to give an account of the causes of my absence from the seat of government when I was employed in the Cherokee nation.

You will also receive a map of the ceded territory between Highwassee and Tennessee rivers, in the Cherokee country, accompanied with a letter addressed by Robert Houston Esq. with other documents explanatory of the lines and distances,

Respectfully submitted,

JOSEPH M'MINN.

Executive office, 5th, Oct. 1819.

Mr. Miller, presented the return of the clerk of the circuit court of the county of Hawkins containing the amount of monies by him paid into the treasurer of East Tennessee from October 1816, until October 1818.

Received from the house of representatives the following resolution with which the senate concurred.

Resolved, That the committee on the Cherokee lands between the rivers Tennessee and Highwassee be instructed to take under consideration the lands lately acquired of the Cherokee Indians, on the North of Tennessee river also, and that messrs. Miller & Young be added to said committee.

Mr. Maury, was added to the above mentioned committee on the part of the senate.

Mr. Atkinson, submitted the following resolution, which was ordered to lie on the table for consideration.

Resolved, That the senate meet the house of representatives in the representative hall, on Saturday next, at the hour of 12 o'clock for the purpose of electing a public printer for the ensuing two years.

Received from the house of representatives the following petitions, to wit.

The petition of William B. Lewis ; praying the passage of a law giving him such compensation as the legislature in their wisdom may think right, for a six hundred and forty acre land warrant, which has been adjudged invalid by the board of commissioners for the reason as he understands that no registry had been made of it on the books of North Carolina.

Which was referred to the committee on land claims.

A petition of sundry citizens of Davidson county ; praying that a fine of five hundred dollars, imposed on Benjamin P. Parsons by the county court of Davidson county, be paid into the hands of trustees for the use of said Rutherford's family, who are in distressed circumstances.

A petition of William Knott and Mary Davis

praying a divorce from her husband Jesse Davis, and that provision be made whereby the said Mary Davis may get her alimony out of her husbands estate. And

A petition of John M'Clish; praying the passage of a law conferring on him the rights of citizenship.

Which petitions were severally referred to the committee of propositions and grievances.

The house adjourned until to-morrow morning 9 o'lock.

WEDNESDAY, October 6, 1819

The house met according to adjournment.

Received from the house of representatives, a bill to provide for the payment of interest on monies due from the citizens residing south of French Broad and Holston and between the rivers Big Pigeon and Tennessee, and for other purposes; which was withdrawn by Mr Brown for amendment.

Mr. Williams, presented the following resolution which was adopted.

Resolved, That the reading of petitions be dispensed with by this house, and the gentleman presenting the same, shall in his place state the object of her petition, and the question shall be forthwith taken whether the senate will make the reference by him desired.

Received from the house of representatives by mr. Tipton their assistant clerk the following message with which the senate concurred.

The house of representatives have referred the accompanying reports to a select committee of both houses to which they ask your concurrence, and have named messrs. Grundy, Young, David and Prewitt, on the part of this house, messrs. Keith and Maury, were appointed to act with the gentlemen named by the house of representatives.

A bill for the relief of Willie Barrow, was read the second time and ordered to lie on the table until to-morrow.

Mr. Standifer, who had withdrawn for amendment, a bill to lay off and establish separate elections in this state at the places therein named returned the same, with a proposed amendment, which was adopted.

Ordered, That mr. Reynolds have leave to withdraw the said bill for amendment.

Mr. Blair, submitted the following resolution which was adopted.

Resolved, That the senate shall meet the house of Representatives in the representative hall, on Wednesday the twentieth of this instant, for the purpose of electing Judges to fill the respective vacancies in the supreme and circuit courts of this state, except the judges of the third and fifth circuits.

Received from the house of representatives by Mr. Tipton, their clerk, the following resolution which was ordered to lie on the table for further consideration.

The house of representatives have adopted the following resolution, and ask your concurrence.

Resolved, That the senate meet the house of representatives in the representative hall, on Saturday the 9th instant, for the purpose of electing a solicitor general, of the 7th district; with which resolution the senate concurred.

Mr Edmiston presented the petition of Benjamin Ingram, guardian of the heirs of Jesse Westmoreland deceased, praying the liberty of removing certain negroes belonging to the said heirs to the state of Alabama, for the benefit of said heirs, which was referred to the committee of propositions and grievances.

Mr. Harris presented the petition of Peter Wood, praying the passage of a law, incorporating a turnpike company for the purpose of opening and keeping in repair, a road from Winchester, Franklin county, to the top of the Cumberland mountain; which was referred to the committee on public roads.

Received from the house of Representatives, a statement of the situation of the Nashville bank, on the 2d of October, 1819.

Also, a statement of the situation of the Farmers

and Mechanics bank of Nashville, which were both referred to the special committee, appointed by both branches of the legislature to examine said statements.

A bill to authorise the county court of Bledsoe, to sell or dispose of the court house, prison and public square in Old Madison.

And a bill to authorise the county court of Washington, to lay a tax for the purpose of building a court house, prison and stocks in the town of Jonesborough.

Which were severally put upon their second reading in this house and passed.

A bill for the relief of Moses W. Carson, was read last the third time in this house passed and ordered to be engrossed.

The house adjourned until to-morrow morning nine o'clock.

THURSDAY, October 7, 1819.

The house met according to adjournment.

Received from the house of representatives, a bill to repeal an act entitled an act to amend the laws of this state for the regulation of the county courts, passed at Knoxville on the 29th of October 1817. And,

A bill requiring the resignation of justices of the peace in certain cases.

Which bills were both read the first time in this house and passed.

A bill authorizing a deed from Richard Dobbs Spaight to Wilson Blount to be registered, was read the second time and passed.

Mr. M'Means, withdrew for amendment, a bill for the relief of Willie Barrow, which was returned with a proposed amendment.

Ordered, That the said bill lie upon the table indefinitely.

A bill to establish a town by the name of Looneyville was read the second time and passed.

A bill more effectually to provide for the security

of deceased persons, was read the second time in the senate.

And upon the question shall this bill pass, it was determined in the negative. Whereupon the said bill was rejected.

A bill to authorize the county court of Claiborne to lay a tax to build a jail for the use of said county.

Was read the second time and passed.

A bill for the better establishment of Wayne county was read the third time and passed.

A bill to repeal so much of an act passed the 22d of April 1809 as requires the seal of the court to be attached to the probate or acknowledgement of any deed of conveyance, power of attorney bill of sale, mortgage, deed of trust &c. was read the third time and passed.

Mr. Miller withdrew for amendment, a bill to authorize the clerk of the county court of Sullivan to build an office on part of the public square in the town of Blountsville.

A bill to amend an act passed at Knoxville the 10th of October 1817 entitled "an act to amend the law for removing and keeping prisoners in this state," was read the third and last time in this house passed.—And,

Ordered, To be engrossed.

On motion of mr. Williams,

A bill to make legitimate Rufus Morgan Bennett and Sally Bennett; was ordered to lie on the table indefinitely.

Mr. Gass, withdrew for amendment, a bill to amend the tenth section of an act of the general assembly, of the state of North Carolina, passed at Edinton on the 4th day of April 1741 entitled "an act for the better observation and keeping of the Lords day commonly called Sunday and for the more effectual suppression of vice and immorality.

A bill making it the duty of all solicitors state attornies and attorney generals, when they prefer any bill of indictment to any grand jury to have a prose-

enter marked thereon, which was ordered to lie on the table indefinitely.

A bill to authorize the mayor and aldermen of the town of Blountsville, to lay a tax on the property of non-residents, and for other purposes,

Was read the second time and passed.

Mr. Huntsman, withdrew for amendment, a bill to regulate justices of the peace in particular cases.—Also a bill to repeal the 5th section of an act entitled an act the more effectually to suppress the vice of gaming passed at Knoxville the 10th day of November 1817.

On motion of mr. Williams,

A bill the better to secure debts due by the banks of this state to individuals, was ordered to lie on the table indefinitely.

A bill to incorporate the inhabitants of the town of Shelbyville in the county of Bedford.

Was read the third and last time in this house, passed and ordered to be engrossed.

Mr. Huntsman, who had withdrawn for amendment, a bill to regulate justices of the peace in particular cases, returned the same with a proposed amendment which was adopted. "The title of said bill stricken out and the following substitued "a bill to remedy the abuses therein named:"

And on the question shall this bill pass its first reading as amended, the yeas and nays being required it was determined in the affirmative, Yeas 13.—Nays 7.

Those who voted in the affirmative are,

Mr. Speaker, Messrs. Atkinson, Brown, Blair, Bunch, Douglass, Edmiston, Gass, Huntsman, M'Means, Reynolds, Standifer and Williams.

Those who voted in the negative are,

Messrs. Harris, Keith, Lowry, Maury Miller, Seawell and Wallace.

A bill to enforce the payment of money due from the citizens residing south of French Broad and Holston and residing between the rivers Big Pigeon and Tennessee, was read the first time and passed.

Mr. Douglass, from the committee of propositions and grievances made the following report with which the senate concurred, except the last resolution in said report with which they non-concurred.

The committee of propositions and grievances have considered.

A petition of Martha A. R. Jones of the county of Davidson. Also.

A petition of John M'Clish. Also,

A petition of sundry citizens of Davidson county; praying the appropriation of a certain fine in favor of William Rutherford.—Also,

A petition of sundry citizens of Jefferson county, against hawkers and pedlars, and have adopted the following resolution thereon.

Resolved, That the prayers of the petitioners ought to be granted.

The said committee have also considered.

A petition of Benjamin Ingram guardian of the heirs of Jesse Westmoreland.—Also.

A petition of Clement M'Daniel.—Also,

A petition of John and William M'Cann.—Also.

A petition of Jacob Williams, Lemuel S. Bowers and Baily Needham. And have adopted the following resolution thereon viz.

Resolved, That the prayers of the petitioners ought not to be granted.

The said committee have also considered.

A petition of Hugh Carter, sheriff of Greene county and have adopted the following resolutions thereon (viz.),

Resolved, That the prayer of the said petitioner so far as he prays for an increase of jailor's fees ought to be granted.

EDWARD DOUGLASS, Chairman.

Mr. Miller, who had withdrawn for amendment, a bill to authorize the clerk of the county court of Sullivan to build an office on part of the public square in the town of Blountsville, returned the same with a

proposed amendment, which was adopted, and the bill as amended, put upon its third and last reading in the senate, passed and ordered to be engrossed.

Mr. Keith, from the select committee to whom was referred the report of the President & Cashier of the Farmers and Mechanics Bank of Nashville, made the following report, with which the senate concurred.

The select committee to whom was referred the report of the President and Cashier of the Farmers and Mechanics Bank of Nashville, have had the same under consideration and beg leave to report,

That in addition to the general abstract, reported by the said president and cashier, they have been attended by the president of that bank with a complete statement of the list as well of the names of the debtors, with their several endorsers, as the amount of their accommodations and the amount of stock paid in by each stockholder; and after the most careful examination of the debts and other securities, thus exhibited for our information. We do not hesitate to pronounce, that so far as we are enabled to judge, the debts of said institution are very generally well secured, and that the said bank is entirely safe.

Your committee are further well satisfied, that the report of the President and Cashier of said bank has been very cautiously made, in so much that by a comparison of the list of doubtful debts as exhibited by them, we feel persuaded, that they have exhibited a larger amount of doubtful debts in relation to personal security, than does actually exist. all which is respectfully submitted.

CHARLES F. KEITH, Chairman.

Murfreesborough, Oct. 5th 1819.

Mr. Standifer who had withdrawn for amendment, a bill to incorporate the turnpike companies therein mentioned, returned the same with a proposed amendment, which was received; and the bill as amended, put upon its second reading and passed.

Received from the house of representatives,

A bill for the relief of honest debtors, so far as regards their exemption from imprisonment, which was read the first time in this house, and passed. Also,

A bill to enlarge the town of Winchester,

Ordered, That mr. Harris have leave to withdraw said bill for amendment. And,

A bill for the better securing creditors, was read the first time in this house and passed.

A bill to authorize the county court of Washington to lay, a tax for the purpose of building a court house, prison and stocks in the town of Jonesborough, was taken up and on motion of Mr. Huntsman,

Ordered, To lie on the table until to-morrow.

The house adjourned till to-morrow morning 9 o'clock.

FRIDAY, *October* 8, 1819.

The house met according to adjournment.

Received from the house of representatives:

A bill to authorize the county court of Bledsoe to sell or dispose of the court house, prison or public square in old Madison.

Which was withdrawn by Mr. Huntsman for amendment.

A bill for the benefit of the heirs of Thomas Ingram deceased, which was ordered to lie on the table indefinitely.

A bill to legalize the judicial acts of Cullen Curlee. Also,

A bill to amend an act entitled "an act to define the jurisdiction of justices of the peace, and for other purposes therein mentioned," passed November 6th, 1891.

A bill to authorise the commissioners of the town of Gainsborough, in the county of Jackson, to make such further allowance as they may think proper to James Hancock and Thomas Maury.

A bill to repeal the laws respecting the inspection of Tobacco.

A bill to amend the 10th section of an act passed in the year 1741, "entitled, an act for the better observation of the Lords day, commonly called Sunday, and for the more effectual suppresson of vice and immortality".

Which bills were severally read the first time in this house and passed.

A bill to establish a town by the name of Looneyville was read the third time in this house and passed.

A bill to authorize the mayor and aldermen of the town of Blountsville to lay a tax on the property of non-residents and for other purposes.

Which was read the third and last time in this house, passed and ordered to be engrossed.

A bill for the relief of Easter Hawkins an idiot in the county of Greene.

Was put upon its second reading in this house, and passed.

Received from the house of representatives the following receipt which was ordered to be entered on the journals.

Nashville, Register, Office,
September 29th 1819.

Received of Christopher Brooks the resolution of the general assembly of the state of Tennessee, suspending the division of warrants and certificates of all kinds until further provision be made by the legislature.

D. M'GAVOCK, Register
By F. M'GAVOCK.

Received from the house of representatives.

A bill for the removal of the registers office of West Tennessee, which was ordered to lie on the table indefinitely.

A bill to authorize the county court of Franklin, to lay a tax for the purpose of building a jail in said county.

A bill to repeal the 5th section of an act entitled "an act the more effectually to suppress the vice of gaming, passed at Knoxville on the 10th day of November, 1817.

Which bills were severally put upon their first reading in this house, and passed.

Mr. Reynolds, submitted the following resolution, which was adopted.

Resolved, That a joint committee of both houses be appointed to take under consideration the propriety of amending the patrol laws of this state. Also,

The law to prohibit trading with slaves & report by bill or otherwise, messrs. Reynolds, and Gass, were appointed on part of this house, with which the house of representatives concurred and appointed on their part, messrs. Brittain, Cross, Hill, Kelly, Martin and Funnell.

A bill to authorize the county court of Claiborne, to lay a tax to build a jail for the use of said county.

Was read the third and last time in this house, passed and ordered to be engrossed.

Mr. M'Means, who had withdrawn for amendment, a bill for the benefit of the heirs of Thomas Ingram deceased, returned the same with a proposed amendment which was received, and the bill put upon its second reading and passed.

A bill to prohibit the banks in this state and their branches from receiving certain notes for collection, was read and ordered to lie on the table until to-morrow.

Mr. Blair, presented the petition of sundry citizens of the counties of Greene, Washington, Sullivan, & Hawkins praying a new county to be taken from each of the above counties.

Received from the house of representatives, a petition of sundry citizens of Morgan county; praying the passage of a law preventing all persons from driving stock into said county.

A petition of Michael Mason, administrator of John Mason; praying the passage of a law authorizing

him to sell a tract of land of 167 acres for the benefit of said John Masons heirs.

A petition of sundry citizens of the county of Williamson; praying to be attached to Rutherford.

Which petitions were severally referred to the committee of propositions and grievances.

On motion of Mr. Gass, the rule adopted by the senate that all resolutions lie on the table one day for consideration, was reconsidered and rescinded.

Received from the house of representatives.

A petition of sundry citizens of Blount county; praying an amelioration of slavery in this state.

Mr. Blair, presented a petition of sundry citizens of Greene county; praying an amelioration of slavery.—And,

A petition of sundry citizens of Washington county; also praying an amelioration of slavery.

Which petitions were severally referred to the select committee heretofore appointed to consider that subject.

Received from the house representatives.

A memorial of Caleb Starr; praying an addition to the reservation granted to him by the late treaty between the United States and the Cherokee Indians.

Ordered, That the said memorial be referred to the committee on the Cherokee lands.

On motion of mr. Blair,

Ordered, That the senate dispense with reading all petitions, and that the speaker announce their substance to the house before they are referred to the appropriate committees.

A bill to authorize the county court of Washington to lay a tax for the purpose of building a court-house, prison and stocks in the town of Jonesborough, and for other purposes.

Was read the third time and passed.

Mr. Blair, introduced a bill to alter the sittings of the courts therein named, which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Received from the house of representatives the following resolution, with which the senate concurred.

Resolved, That a joint committee be appointed to examine the returns of the votes given for and against a convention at the last general election, with instructions to report thereon.

Whereupon Mr. Speaker, appointed Messrs. Anderson, Clack, Cheatham and Williams (of Roane) to be of the said committee on the part of this house.

Messrs. Lowery and Mury were appointed on the part of the senate.

On motion the following resolution which was laid on the table on the 5th inst. for consideration was taken up and adopted.

Resolved, That the senate meet the house of representatives in the representative hall, this day at 12 o'clock for the purpose of electing a public printer for the ensuing two years.

Received from the house of representatives the following resolution with which the senate concurred.

Resolved, That so much of his excellency's message as relates to the line between this state and the state of Georgia be referred to a select committee with leave to report by bill.

And have named messrs. Mitchell, Bridgman, Doherty and Williams (of Roane) on the part of this house. Messrs. Huntsman & Atkinson on the part of the senate.

A bill for the relief of Daniel May, was read the second time and passed.

A bill to divorce Martha A. R. Jones, from her husband Alexander W. Jones.

A bill to allow the county court of Smith to lay an additional county tax for the purpose of building an office for the clerk and register of said county.

Which bills were both read the first time in the senate and passed.

Received from the house of representatives the following communication from his excellency the governor.

Fellow-Citizens of the Senate,
and House of Representatives.

In obedience to your resolution of the 28d ult. I do myself the honor to lay before you the report of maj. John Brown who was appointed under authority of an act of the general assembly to examine the books belonging to the offices of the different principal surveyors &c. as you have already been advised.— From this report it appears that in the 1st 2d and 3d surveyors districts there have been made 38,415 entries an aggregate amount of 2,138,267 acres of land warrants have been applied. You will also receive the joint report of major Brown and the hon. Robert Weakly, who have examined the offices of the commissioner of West Tennessee. They ascertained that 2,416,959 acres of warrants have been adjudged valid from which deducting the 2,138,267 acres entered in the different surveyors offices there appears to be a balance of 278,692 acres which have been adjudged valid by the westren board and are still unappropriated by entry.

You will also receive in pursuance of your resolution the aggregate amount of acres granted by the state of Tennessee as recorded in the department of state.— The whole number of grants appears to be 18,276 in which 2,979,169 acres of warrants have been satisfied.

I regret that it is not within my power to give you the information asked for, in relation to the quantity of acres entered in the different surveyors offices on which grants have not been issued. The nearest approach that can be made to answer that enquiry will be found in comparing the quantity of acres entered with the quantity granted, from the evidence here laid before you.

You further ask me to exhibit the probable quantity of vacant land lying north and east of the Congressional reservation, exclusive of the land south of the Tennessee, and north of Highwassee river. To this I am not able to give an answer which will be in any reasonable degree, conclusive to my own mind, but I

would suppose from the small quantity contained in each grant for the last 12 months, that there is very little fit for cultivation in the district referred to.

I further do myself the honor to forward to you all the information I could obtain, or have in my possession as requested in your resolution of the 28th Sept. relative to the extent to which the northern boundary of this state, has been run by the comm issioners of the states of Virginia and North Carolina, and will obtain if possible the information asked for from the executives of those states as early as practicable. I will however suggest for your consideration the propriety of permitting that subject to rest for the present and until a proposition be made by the state of Kentucky at whose instance the correspondence relative to the adjustment of boundary was broken off. To shew the propriety of this measure I beg leave to refer you to what has come within my own knowledge as to the situation of the citizens of both states, who live immediately in the neighborhood of Walker's line.

They seem to be perfectly satisfied with that boundary and would be opposed to any alteration that would be made; at least such was the language of all with whom I conversed whilst I was exploring the line in the summer of 1817. They further informed me that the civil officers and citizens, of the respective states were so perfectly acquainted with the line that no difficulty had ever occurred in the execution of the law from that cause; and I hope it will always be remembered that there is no proper alternative left for the two states, if they consult the interest of their citizens, but to establish Walker's line as far as the Eastern bank of the Tennessee river.

I submit for your consideration the propriety of employing some mathamatici n of known skill who is not a citizen of this state to ascertain the latitude of 36 degrees 30 minutes on the western bank of the Tennessee river, after obtaining this information

there could be no further cause of uncertainty and speculative conjecture. If the line recently run by the state of Kentucky between the rivers Tennessee and Mississippi should be in the latitude called for by the charter of this state it must and ought in justice to stand, but if the contrary should be the fact you will have the subject in such a situation as shall enable the state of Tennessee to demand such alteration on the part of Kentucky as will comport with strict justice to both states. You will also receive the following documents in addition to those already referred to to wit:

A copy of a letter from Gen. Jackson and governor Shelby to the secretary of war, and a copy of a letter from general Jackson to governor Shelby on the subject of the Chickasaw treaty; also the report of James and William Park contractors for carrying the United States mail stage from Knoxville to Sparta.

And the resignation of Jacob Miller esq. one of the managers of the navigation company. Also the report of the commissioners appointed to run and mark the boundary between this state and the state of Georgia. With copies of sundry letters which have passed between the governor of Georgia and myself on the subject of carrying the object of both states into effect.

No report has been received from colonel Ramsey who was appointed to examine the books of the principal surveyors of the 4, 5 and 6th districts. The cause of this delay is entirely unknown to me, but I have the fullest confidence that his report will arrive in time to afford the legislature an opportunity of profiting by the facts which it may exhibit. I transmit a letter written by Willie Blount esq. in answer to one which I had addressed him requesting that he would be good enough to give such information for the use of the legislature as he might possess touching the northern boundary of the state. You will also receive a report from the department of state, relative to the amount of lands which have been granted by Tennessee in conformity with your joint resolution and a copy of my instructions to the commissioners appointed to ex-

amine the books of the principal surveyors offices. I also transmit a copy of the proclamation published by myself on the 14th March 1818, on the subject of the Cherokee lands, north of the Tennessee river, as promised in my communication of the 20th ult. together with the resignation of Thomas Washington esq. solicitor of the 7th district.

Should your honorable body approve of the line as run between Georgia and this state, it will doubtless appear necessary that it should receive the sanction of a law, as the most authentic and permanent evidence it can obtain.

And I submit whether the documents connected with that particular transaction ought not to be entered on your journals, in preference of filing them in the department of state, where, from the frequent removals of the officers of government they would be more liable to be lost, than if they formed a part of the journals, where recourse can be had at the most remote period should any future occurrence rendered a review of the subject necessary—as land marks have been from the earliest ages of the world, one of the most fruitful sources of litigation and strife. We cannot be too circumspect in guarding the rights of posterity against every assault, respectfully submitted.

JOS. M'MINN.

Murfreesborough, Oct. 6th 1819.

A bill to incorporate the turnpike companies therein mentioned, was read the third and last time, passed and ordered to be engrossed.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 9, 1819.

The house met according to adjournment.

Mr. Gass, introduced a bill authorizing the removal of the surveyor's office of the sixth district from the town of Jonesborough to the town of Greenville.

Mr. Weakly introduced a bill to authorize the

drawing of a lottery for the benefit of Clement M'Daniel.

Which were both read the first time in this house, passed, and ordered to be sent to the house of representatives.

Mr. Harris, who had withdrawn for amendment, a bill to enlarge the town of Winchester, returned the same with a proposed amendment, which was received and the bill passed its first reading in this house.

Mr. Harris, introduced a bill to authorize Peter Wood to open and establish a turnpike road.

Read first time and passed, ordered that said bill be sent to the house of representatives.

Mr. Huntsman, withdrew for amendment a bill to authorize the county court of Bledsoe to sell or dispose of the court house, prison and public square in old Madison.

The said bill being returned with a proposed amendment, which was received, the bill as amended, was read the third and last time and passed.

Mr. Huntsman, withdrew for amendment, a bill to prevent the abatement of suits in certain cases.

On motion of Mr. Atkinson, a bill to repeal all laws passed in this state, authorizing persons to hauk and peddle, or sell spirits without licence was ordered to lie on the table indefinitely.

On motion, Mr. M'Means obtained leave of absence until Wednesday next.

Received from the house of representatives by their clerk. mr. Tipton the following message.

The house of representatives are ready to receive your body for the purpose of going into the different elections set apart for this day.

Whereupon the gentlemen of the senate repaired to the representative hall for the purpose of going into said elections. Mr. Keith and Mr. Bunch, were appointed tellers on the part of the senate. The houses then proceeded to ballot for a senator in the Congress of the United States to fill the vacancy occasioned by the resignation of George W. Campbell esq. Mr.

John H. Eaton and Parry W. Humphreys in nomination. On counting the votes it appeared that Mr. Eaton had 31 votes and Mr. Humphreys 29 votes.—Whereupon the speaker of the senate declared in the presence of both branches of the legislature that John H. Eaton was duly and constitutionally elected a senator in Congress to fill the vacancy occasioned by the resignation of George W. Campbell esq.

The houses then proceeded to ballot for a solicitor of the seventh district in the room of Thomas Washington resigned. Mr. Houston and Francis B. Fogg, in nomination. On counting the votes it appeared that Samuel H. Houston was elected. Whereupon the speaker of the senate announced to both branches of the legislature that Samuel H. Houston was duly and constitutionally elected solicitor general of the seventh district.

The houses then proceeded to elect a public printer for the ensuing two years, George A. Sublett in nomination. On counting the votes it appeared that George A. Sublett was unanimously elected.

On motion of Mr. Lowry, the gentlemen of the senate retuened to their own chamber.

The house ajourned till Monday morning 9 o'clock.

MONDAY, October 11, 1819.

The house met according to adjournment.

Mr. Seawell from the committee of enrollments, reported that the committee had examined bills of the following titles, and found the same truly enrolled (to wit.)

An act for the relief of Moses W. Carson.

An act to authorize the county court of Smith to sell the north east corner of the public in the town of Carthage.

An act to fill vacancies in the Quorum court of the county of Davidson.

An act to authorize the county court of Claiborne to lay a tax to build a jail for the use of said county.

An act to authorize the mayor and aldermen of the town of Blountsville to lay a tax on the property of non-residents and for other purposes.

Ordered, That the said enrolled bills, be signed by the speaker of the senate and sent to the house of representatives.

Mr. Brown, introduced a bill the more effectually to prevent frauds and perjuries,

Which was read the first time in the senate, passed, and ordered to be sent to the house of representatives.

Mr. Gass, submitted the following resolution which was adopted.

Resolved, That his excellency Joseph M'Minn be requested to lay before this general assembly, as soon as he can with convenience, how many six hundred and fifty acres are laid off in the different counties in this state for the use of schools for the instruction of children forever.

Mr. Weakly, presented the return of the number of votes given in at the last general election for governor and for and against a convention.

Mr. Huntsman, submitted the following resolution, which was adopted.

Resolved, That the secretary of state be requested to furnish the senate with an account of the returns of the census taken in pursuance of the last act of assembly so far as they have come to his hands.

Mr. Williams, introduced a bill to provide for the trial of certain cases.

Which was read the first time, passed and ordered to be sent to the house of representatives.

Mr. Gass, submitted the following resolution, which was ordered to lie on the table indefinitely.

Resolved, That his excellency Joseph M'Minn be requested to instruct our senator and request our representatives in the Congress of the United States to use their best endeavor to have the law repealed, which requires the state of Tennessee not to sell any lands,

north of Tennessee, French Broad and Big Pigeon rivers at a price less than two dollars per acre.

Received from the house of representatives, enrolled bills of the following titles, signed by the speaker of the house of representatives.

An act for the relief of James Kennedy and John Boyd.

An act for the relief of William Purnell.

An act to repeal so much of an act passed the 22d of April 1809 as requires the seal of the court to be attached to the probate or acknowledgement of any deed of conveyance, mortgage, power of attorney bill of sale, or deed of trust.

Which were severally signed by the speaker of the senate and ordered to be deposited in the secretary of state's office.

Received from the house of representatives, a petition of sundry citizens of Greene, Washington, Sullivan and Hawkins counties; praying the passage of a law laying off a new county therein described.

Mr. Weakly, presented the petition of sundry citizens of Rutherford county; praying the passage of a law authorizing two or three justices of the peace to bind out the children of Lettes Little.

Which were both referred to the committee of propositions and grievances.

Received from the house of representatives, by the hand of Mr. Tipton their assistant clerk, the following resolution with which the senate non-concurred.

Resolved, That hereafter the clerks of the respective houses shall carry and convey all bills, and messages of whatever kind from one house to the other and the members of either house are discharged from the performance of any such duty.

On motion of mr. Keith, two members on the part of the senate were added to the committee heretofore appointed to apportion the representation according to the census as taken the present year, messrs. Blair and Brown, were named by the speaker as members of that committee.

With which addition the house of representatives concurred and appointed as an addition to said committee on their part messrs. Grundy and David.

A bill to prohibit the banks in this state and their branches from receiving certain notes for collection was read the second time in the senate and upon the question shall this bill pass its second reading in the senate, it was determined in the negative.

Whereupon the said bill was rejected.

Mr. Huntsman, introduced a bill for the relief of Robert Burton, which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill for the relief of Easter Hawkins, an idiot in the county of Greene.

Was read, amended and past its third reading in the senate.

Mr. Huntsman, withdrew for amendment, a bill to enforce the payment of money due from the citizens residing south of French Broad and Holston and between the rivers Big pigeon and Tennessee.

Mr. Gass, who withdrew for amendment, a bill to amend the tenth section of an act of the general assembly of the state of N. Carolina, passed at Edinton on the 4th day of April 1741 entitled "an act for the better observation and keeping of the Lords day commonly called Sunday and for the more effectual suppression of vice and immorality, returned the same with a proposed amendment, which was received, and

On motion of Mr. Keith the title of the said bill was stricken out and the following substituted (to wit.) a bill to amend the tenth section of the act of N. Carolina respecting natural born children, and for other purposes.

Which bill as amended passed its second reading.

A bill to legalize the judicial acts of Cullin Curlee, was read the second time and passed.

An act making it the duty of all solicitors state attornies and attorney generals, when they prefer any

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bill of indictment to any grand jury to have a prosecutor marked thereon, which was ordered to lie on the table for further consideration.

Received from the house of representatives the petition of sundry citizens of Giles county; praying the interposition of the legislature to prevent the tract of land on which the town of Pulaski now stands from being subject to the satisfaction of land warrants.

Which petition had been referred in the house of representatives to the committee of propositions and grievances.

With which reference the senate non-concurred and referred the said petition to the committee on Chickasaw lands south and west of the Congressional reservation.

Ordered, That the clerk do by message inform the house of representatives of such non-concurrence.

An act to authorize the clerk of the county and circuit courts of Sullivan to build an office on part of the public square in the town of Blountsville, put upon its third and last reading in this house, amended and passed.

With which amendment the house of representatives agreed and sent two of their members to see it made.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, October 12, 1819.

The house met according to adjournment.

Mr. Brown, introduced a bill for quieting the citizens of this state in their possessions and to prevent litigation.

Mr. Gass, a bill to repeal so much of the law concerning duelling as requires officers to take an oath that they have not given nor received any challenge, which were both read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Seawell, from the committee of enrollments, re-

ported, that the committee had examined bills of the following titles and find the same truly enrolled, (to wit.)

An act to incorporate the turnpike companies therein mentioned.

An act to authorize the clerks of the county and circuit courts of Sullivan to build an office on part of the public square in the town of Blountsville.

An act to amend an act passed at Knoxville the 10th of October 1817 entitled "an act to amend the law for removing and keeping prisoners in this state."

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Mr. Williams, from the committee on Cherokee lands made the following report.

The committee to whom was referred so much of the governor's message as relates to lands lately acquired by treaty from the Cherokee tribe of Indians have in part considered the subject confided to them, and beg leave to report sundry resolutions which have been adopted in committee.

1. *Resolved*, That it is expedient to provide by law to be passed at the present session of the general assembly for the sale of lands lately acquired by treaty from the Cherokee tribe of Indians.

2. *Resolved*, That said tract of country lying south and west of Tennessee, and north and east of Highwassee, as soon as practicable be laid off in townships and sections (except such as lie in the mountains) by a surveyor to be appointed for that purpose.

3. *Resolved*, That six hundred and forty acres be laid off as near the centre of each township in said country as the quality of the soil will admit for the use of schools forever.

4. *Resolved*, That the lands aforesaid shall be sold to the highest bidder to be paid in enstalments, the first enstalment to be paid at the time of purchase, the second years thereafter and the other enstalments in years after each

other until the whole is paid. The instalments they successively became due, to be a lien on the personal property of the purchaser as well as upon the land itself.

5. *Resolved*, That no one person at said sales be permitted to buy more than six hundred and forty acres for himself and three hundred and twenty acres for each of his children.

6. *Resolved*, That the money arising from the sales of said lands be paid to the treasurer of East Tennessee and that he be required to attend at the place where said sales may be conducted for the purpose of receiving such sums of money as may be paid at the time of purchase.

7. *Resolved*, That the surveyor make a general plat of the country and on said plat shew the exact situations of all the reserves therein.

THOS. L. WILLIAMS, Chairman
of the committee on Cherokee lands.

The senate concurred with the first, second, fourth, fifth, sixth and seventh resolutions in the above report. The third resolution in the above report was non-concurred with by the senate, and one substituted and adopted in its stead, which reads as follows (to wit.)

3. *Resolved*, That six hundred and forty acres of land to each township or six miles square shall be appropriated for the use of schools for the instruction of children forever.

Received from the house of representatives, a bill to incorporate the Columbia steam boat company.

Which was put upon its first reading in this house and passed.

Mr. Huntsman, presented the memorial of John G. Williams, Willoughby Williams, Christopher C. Williams and Robert Williams; praying the issuance of certificates on five grants issued by the state of North Carolina to their father Willoughby Williams, which land cannot be identified.

Which memorial with the accompanying papers, was referred to the committee on land claims.

Mr. Huntsman, who had withdrawn for amendment, a bill to prevent the abatement of suits in certain cases, returned the same with a proposed amendment, which was received and the bill as amended put upon its second reading in this house and passed.

Mr. Standifer, submitted the following resolution, which was adopted.

Resolved, That the senate meet the house of representatives in the representative hall on Wednesday the twentieth of this inst. for the purpose of electing a surveyor general for the fourth surveyor's district of the state of Tennessee to fill the vacancy occasioned by the resignation of Col. John M'Clelland, with which resolution the house of representatives concurred.

Received from the house of representatives the following resolution with which the senate concurred.

Resolved, That a joint committee be appointed to examine the secretary's office, and report to this general assembly, in what order and condition, the books and records of said office are kept, and more particularly what number of pamphlet copies of the acts of Congress are there deposited and whether the public good would not require a distribution of those copies to be made through the different counties in this state, and if so, in what manner and what proportion. Messrs. Taylor, David and Massengill, will act on the part of this house. Messrs. Edmiston and Blair, were appointed on part of the senate.

Received from the secretary of state an address to the speaker of the senate containing an enumeration of the free taxable inhabitants of this state, as taken in the year 1819 and returned to the secretary's office.

Which was referred to the committee appointed to apportion the represeniation in this state according to the census as taken the present year.

On motion of Mr. Keith,

A bill for the relief of Robert Burton, was ordered to lie on the table for further consideration.

A bill for the relief of Willie Barrow, was taken up, read the second time in this house and passed.

Mr. Williams, who had withdrawn for amendment, a bill to lay off and establish separate elections in this state, and for other purposes, returned the same without an amendment.

And on motion the said bill was ordered to lie on the table.

Received from the house of representatives, the petition of John W. Simpson; praying the privilege of keeping a gate on the turnpike road leading from Sparta to Dady's creek, which was referred to the committee on public roads.—Also.

The petition of Thomas Shannon guardian of the heirs of Michael Kilpatrick; praying the issuance of a land warrant for 320 acres in consideration of services rendered by said Kilpatrick as one of the guard that accompanied the commissioners in running the boundary line of this state in 1784.

Received from the house of representatives, enroled bills of the following titles signed by the speaker of the house of representaves.

An act to establish a town by the name of Looneyville in the county of Lincoln.

An act for the better establishment of Wayne county which bills were both signed by the speaker of the senate and ordered to be deposited in the office of the secretary of state.

Mr. Weakly, presented the petition of Francis Taylor; praying the passage of a law giving to him a preference right to enter a piece of land lying south and west of the Congressional reservation, on which he has built a mill.

Received from the house of representatives, a petition of sundry citizens of Warren county; praying that provision be made by law for the assistance of James Stone, who has became blind in consequence of fatigue and hardships which he suffered in the service of his country during the late war.—Also.

A petition of James Holland; praying a new trial of a certain case in equity therein named, and also the adoption of a resolution of the general assembly,

exempting the honorable Robert Wlyte from sitting as judge thereon.—Also,

A petition of sundry citizens living on part of the lands lately acquired by treaty from the Cherokee Indians; praying a preference right of entering their improvements. And,

A petition of sundry citizens of Lawrence county; praying a preference right of entering their improvements.

Which petitions were severally referred to the committee of propositions and grievances.

Received from the house of representatives, a petition of sundry citizens living on Crow creek, within the tract of country lately acquired by treaty from the Cherokee Indians; praying that Walter Miliham be admitted to secure a mill seat, on which he has built a mill, referred to the committee of propositions and grievances.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, October 13, 1819.

The house met according to adjournment.

Mr. Brown, submitted the following resolution which was ordered to lie on the table until to-morrow.

Resolved That the judges of the court of errors and appeals be requested to give the senate as soon as convenient their opinion whether the legislature of this state have power to grant a preference in entering and obtaining titles to lands within this state to any persons by reason of occupancy or possession: and if the legislature have the power, how far and in what manner.

Mr. Williams, introduced, a bill to prescribe the duty of the public printer in this state.

Mr. Gass, a bill to amend the law in certain cases, which were both read the first time in this house, and passed.

Ordered, That said bills be sent to the house of representatives.

Mr. Huntsman, withdrew for amendment, a bill for the relief of Robert Burton.

Mr. Atkinson, handed in the report of the branch bank of the Nashville bank located at Shelbyville in the county of Bedford.

Which was referred to the special committee heretofore appointed to examine and report on the situation of the different banks in this state and their branches.

Mr. Douglass from the committee of propositions and grievances reported that,

The committee of propositions and grievances, had had under consideration the following petitions:

A petition of sundry settlers on the Tennessee river south and west of the Congressional reservation; praying a preference of entry. Also,

A petition of the citizens of Hickman county; praying that the boundary of said county may be established and the seat of justice removed to the centre thereof. Also,

A petition of Henry Rutherford and Oliver Crenshew; praying that said Crenshaw may be authorized by act of assembly to occupy a tract of land of 112 acres in the county of Williamson without being subject to the partition of dower in behalf of the widow of John Crawford deceased.

On which petitions the said committee reported reasonable.

A petition of sundry citizens of Davidson county; praying to be attached to the county of Robertson.—And,

A petition of sundry citizens of the counties of Greene, Washington, Sullivan and Hawkins; praying a new county.

On which petitions the said committee reported unreasonable.

Which report on the petitions as above recited was,

ordered by the senate to lie on the table for consideration.

The same committee also reported that they had examined the following petitions with which report the senate concurred.

A petition of sundry citizens of Lincoln county; praying a separate election at the house of Capt. William Crump. Also.

A petition of sundry citizens of Sumner county; praying a separate election at the house of John Carver sen. Also,

A petition of sundry citizens of Cedar creek, Buffaloe and Tennessee river; praying the passage of a law granting to Andrew Stobough sen. twenty acres of land on which he has a mill.

On which petitions the committee report reasonable.

The same committee also reported that they had examined the following petitions, with which report the senate concurred.

A petition of sundry citizens of Greene county; praying an increase of officer's fees in certain cases. Also,

A petition of Sparling Bowman; praying that an act passed in 1807 authorizing dams to be built on Camp creek, may be repealed. And,

A petition of sundry citizens of Jackson county; praying that Albert M'Clure may be permitted to hawk and peddle without licence.

On which petitions the committee reported unreasonable.

A bill for the relief of Robert Burton, with a proposed amendment, was taken up, and ordered to lie on the table until Thursday week the 21st inst.

A bill to incorporate the Columbia steam boat company was read the second time, and passed.

Received from the house of representatives, a bill for the removal of the registers office of West Tennessee, which was read the first time amended, and passed.

A bill to authorize the county court, of Hedsoe to sell or dispose of the court house, prison and public square in old Madison.

Was read the third and last time in the senate, passed, and ordered to be engrossed.

The said bill having first been sent to the house of representatives with a proposed amendment, which amendment was rejected by that house.

Received from the house of representatives the following resolution with which the senate concurred.

Resolved by the general assembly of the state of Tennessee, That the secretary of state be, and he is hereby authorized to deliver to Thomas Slute a military warrant of No. 2383 for 640 acres of land, issued by the state of North Carolina to Zedekiah Stone, and since assigned to said Thomas Slute, that he may have the same readjudicated, pursuant to a law passed the 15th of November 1815.

Received from the house of representatives the following message with which the senate concured.

The house of representatives have added mr. Grundy to the penitentiary committee and mr. Mitchell to the committee on public roads. The senate added mr. Maury to the penitentiary committee, and mr. Gass to the committee on public roads.

Received from the house of representatives the following resolution with which the senate concurred.

Resolved, That a joint committee be appointed to consolidate and bring into one, the several bills authorizing separate elections, and that the several bills lying on the table of each house be referred to said committee, together with all petitions and applications on that subject, and have appointed messrs. David, Blake, Gray and Hughes on the part of this house.

Messrs. Bunch and Standifer were appointed on the part of the senate.

Received from the house of representatives,

A petition of sundry inhabitants of the counties of White and Jackson respectively; praying amendments to the militia laws of this state.

Also a petition of sundry inhabitants of the county of Overton; praying that John Riley of said county who was convicted of grand larceny may be restored to the rights of citizenship.

Also a petition of sundry inhabitants of the county of Rutherford; praying that the navigation of Stones river may not be obstructed.

Which was referred to the committee on navigation. And,

A petition of Robert Wells praying a small donation of land, in consequence of his meritorious services rendered in the first settling of Tennessee, and in consequence of having been wounded in the performance of said services.

Which was referred to the committee on land claims.

A bill to divorce Martha A. R. Jones from her husband Alexander W. Jones, was read the second time and passed.

A bill for the relief of James Wills was read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill to alter the settings of the courts therein named, was read the second time and passed.

Mr. Huntsman, withdrew for amendment, a bill to authorize the county court of Franklin to lay a tax for the purpose of building a jail in said county, and returned the same with a proposed amendment, which was received, and the bill as amended, read the second time and passed.

A bill to provide for the trial of certain causes was was read the second time and on motion of mr. Harris was ordered to lie on the table indefinitely.

Mr. Blair, withdrew for amendment, a bill authorizing the removal of the surveyors office of the sixth district from the town of Jonesborough to the town of Greeneville.

A bill authorizing the commissioners of the town of Gainsborough in the county of Jackson to make

such further allowance as they may think proper to James Hancock and Thomas Maury.

A bill to repeal all that part of the 5th section of the act to amend the laws heretofore in force regulating the inspection of Tobacco passed in 1817.

A bill to allow the county court of Smith to lay an additional county tax for the purpose of building an office for the clerk and register of said county,

Which bills, were severally read the second time, and passed.

A bill to amend the 10th section of an act passed in the year 1741 entitled an act for the better observation of the lords day commonly called Sunday, and for the more effectual suppression of vice and immorality, was taken up and on motion of mr. Blair the title of the said bill was ordered to be stricken out, and the following substituted (to wit.)

A bill to repeal a part of the tenth section of the act of assembly of N. Carolina, respecting bastards.

On motion, mr. Huntsman obtained leave to amend the said bill, which amendment was received and the bill as amended, read the second time and passed.

A bill for the benefit of the heirs of Thomas Ingram deceased.

A bill to provide for the trial of certain cases.

Which bills were both taken up, and,

Ordered, To lie on the table indefinitely.

A bill for quieting the citizens in this state in their possessions, and to prevent litigation.

Was read the second time in the senate, amended and passed.

A bill to establish the lines of the counties of Rhea and Roane.

Received from the house of representatives, a bill to incorporate the inhabitants of the town of Washington.

Which were both read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Brown, from the committee on land claims made the following report.

The committee on land claims have considered.

A petition of Robert Burton and others. Also.

A petition of Alexander Brown —Also.

A petition of of Isaac M'Caman, & have adopted the following resolution thereon ;

Resolved, That the prayers of the petitioners ought to be granted.

The said committee have also considered.

A petition of Henry Rutherford.—Also.

A petition of Samuel M'Craw.—Also.

A petition of Thomas Shannon.—Also.

A petition of James Perry.—Also.

A petition of Walter Braley.—Also.

A petition of Thomas Wright. And,

A petition of John Latham and have adopted the following resolution thereon.

Resolved, That the prayers of the petitioners ought not to be granted. WILLIAM L. BROWN, Chairman. of the committee on land claims.

The senate concurred with the report of the committee on the first, second, third, fourth, fifth and seventh petitions as recited in the above report.

With the report on the sixth and ninth petitions they nonconcurred and the report on the eighth and tenth petitions they ordered to lie on the table for further consideration.

Received from the house of representatives by the hand of mr. Tipton their clerk the following message of concurrence.

The house of representatives concur with your resolution that his excelleney the governor be requested to lay before this general assembly as soon as he conveniently can how many 640 acres are laid off in the different counties in this state for the use of schools, for the instruction of children forever.

Mr. Brown presented a petition of David Wells, praying the issuance of a duplicate on a military warrant of 640 acres, No. 1624, which warrant was the

service right of James Townen, and which was drawn from the office of the secretary of state of North Carolina, through fraud without Townen's knowledge. The right of said warrant being vested in said Wells by assignment,

Which was referred to the committee on land claims.

Received from the house of representatives a petition of sundry citizens of Overton county, praying that a law be passed laying off a new county therein described.

Which was referred to the committee of propositions and grievances.

A petition of sundry officers of Jackson county, praying a revisal of the malitia laws of this state,

Which was referred to the committee on the militia laws.

A petition of Thomas Youngblood praying that the name of his natural son, James Madison McMellen, be changed to James Madison Youngblood,

Which was referred to the committee of propositions and grievances.

Mr. Huntsman presented a copy of the lease made by Levi Colbert and James Brown, two of the chiefs of the Chickasaw nation of Indians, a salt spring and four miles around it on sandy river, to William B. Lewis,

Which was referred to the select committee heretofore appointed to examine that subject.

The house adjourned till to-morrow morning 9 o'clock.

THURSDAY, October 14, 1819.

The house met according to adjournment.

Mr. Weakly presented the petition of William Hill, secretary of the state of North Corolina, praying the issuance of a duplicate on a military warrant, No. 904, issued to Cæsar Santoe for 640 acres of land which cannot be found.

On motion of Mr. Reynolds,

Mr. Brown obtained leave of absence until Monday next.

Mr. Gass introduced a bill to prevent grand jurors from presenting any person who they may think has submitted any crime against the peace and dignity of the state, except for capital offences.

Mr. Seawell, a bill for appointing wardens and making provisions for the poor.

Which were both put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Blair who had withdrawn for amendment, a bill authorizing the removal of the surveyors office of the sixth district from the town of Jonesborough to the town of Greeneville, returned the same with a proposed amendment, which was rejected and the bill read the second time and passed.

A bill to divorce Martha A. R. Jones from her husband Alexander W. Jones, was read the third and last time in the senate passed, and

Ordered, To be engrossed.

A bill the better to secure debts due by the banks of this state, to individuals which had been ordered to lie on the table,

Was taken up, read the first time and passed.

A bill to enforce the payment of money due from the citizens residing south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee,

Was taken up, read the second time and passed.

A bill for the relief of idiots and lunaticks,

Was read the second time and passed.

A bill making it the duty of all solicitors, states attorneys and attorney generals, when they prefer any bill of indictment to any grand jury to have a prosecutor marked thereon,

Was taken up, read the second time in the senate, and upon the question shall this bill pass its second

reading, it was determined in the negative, whereupon the said bill was rejected.

A bill to enlarge the town of Winchester,

Was read the second time and passed.

Mr. Williams introduced a bill to increase the compensation of Jurors in this state.

On motion Mr. Wallace obtained leave to withdraw the said bill for amendment, and returned the same with a proposed amendment, which was received, and the bill read the first time and passed.

A bill to incorporate "the Columbia Steam Boat Company," was read the third & last time in this house and passed. And,

Ordered, To be engrossed.

A bill for the relief of Robert Burton, was read the second time and passed.

A bill supplemental to an act increasing the jurisdiction of justices of the peace, and regulating their proceedings passed November 14th 1806; was put on its second reading in the senate, when it was discovered that an amendment which had been made to the said bill on its first reading in the senate, did not accompany the bill on its second reading.

Ordered, That the said bill lie on the table until the said amendment be received, and that the clerk do by message inform the house of representatives that the said amendment is wanting, and request that body to forward the said amendment to the senate if in their possession, with information whether they have rejected the said amendment or not.

Mr. Blair introduced a bill to redress the grievances therein mentioned,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Mr. Standifer withdrew for amendment a bill to establish the bounds of Marion county.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, October 15, 1819.

The house met according to adjournment.

Mr. Seawell from the committee of inrollments reported that they had examined bills of the following titles, and found the same truly enrolled, (to wit.):

An act to authorize the county court of Bledsoe to dispose of the court house, prison, and public square in Old Madison. And,

An act to incorporate the inhabitants of the town of Shelbyville in the county of Bedford.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives.

On motion of Mr. Douglass, Mr Seawell obtained leave of absence until Monday next.

Mr. Gass submitted the following resolution which was adopted.

Resolved, That the military committee be instructed to report what in their opinion is best to be done with the cannon, and other implements of war deposited at Fort Pitt, by the general government for the use of the state of Tennessee.

With which resolution the house of representatives concurred.

Mr. Edmiston presented the petition of sundry citizens of Lincoln county, praying the establishment of a town on a tract of school lands in said county, which was referred to the committee heretofore appointed to examine into the past management, and present situation of the appropriations made by the general government to Colleges, Academies and common schools.

Mr. Miller presented a petition of sundry citizens of Sullivan county, praying the appointment of a justice of the peace in the company commanded by captain Reuben Griffith in said county, which was referred to the committee heretofore appointed to examine and report the number of captains companies and ac-

ting justices of the peace, in the different counties in this state.

Also, a return of the clerk of the county court of Hawkins county, of the number of the justices of the peace who have resigned in said county.

Received from the house of representatives a bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein.

On motion of Mr. Keith, the said bill was ordered to lie on the table until Monday next.

On motion of mr. Maury, the question on laying the bill on the table was re-considered, and the taken up and passed on its first reading in the senate.

Received from the house of representatives, a bill more effectually to restrain the taking of excessive usury, which was read the first time in the senate, and passed.

A bill to repeal a part of the tenth section of the act of assembly of North Carolina, respecting bastards, was read the third and last time, passed and,

Ordered, To be engrossed.

A bill to redress the grievances therein mentioned, was read the second time, as amended in the house of representatives. And on motion of mr. Huntsman, the said bill was ordered to lie on the table for consideration.

Received from the house of representatives, a bill for the relief of Alexander Brown, which was read the first time and passed.

On motion of mr. Bunch, mr. Reynolds obtained leave of absence until Wednesday next.

Mr. Huntsman, presented the petition of sundry citizens of Jackson county; praying to be attached to Overton county.

Mr. Gass, presented the petition of Alexander Brown, receiver and keeper of records of the county of Greene; praying an increase of his fees.—Also,

A petition of William Hendry; praying that the the peace and regulating their proceedings, passed Nov. 14 1809.

names of his two illegitimate children, Thornton Grubbs and Joseph Grubbs, be changed to Thornton Hendry and Joseph Hendry.

Which petitions were severally referred to the committee of propositions and grievances.

Received from the house of representatives, a petition of sundry citizens of Davidson county; praying that William Stewart be permitted to build a mill dam across Stones river.

Which was referred to the committee on navigation.

A bill to prescribe the duty of the public printer in this state.

Was put upon its second reading in this house and passed.

A bill to redress the grievances therein mentioned, was read the second time, and ordered to lie on the table.

A bill to increase the compensation of jurors in this state, and for other purposes, was read the second time, and ordered to lie on the table.

Received from the house of representatives, a bill to incorporate the inhabitants of the town of Springfield, in the county of Robertson, which was read the first time and passed—Also.

A bill to authorise plats and certificates to be returned to the registers in certain cases, which was read the first time and passed.

Mr. Huntsman, handed in an aggregate of free votes in Overton county.

Received from the house of representatives, a return of the clerk of the circuit court of Montgomery county of the tax received for the year 1817 on law suits, deeds of conveyance and grants, which was referred to the committee of finance.

Mr. Tipton the assistant clerk of the house of representatives handed in at the speakers table an amendment, which by order of the house of representatives, had been taken from a bill entitled, a bill supplemental to an act increasing the jurisdiction of justices of

Which amendment was ordered by the senate to lie on the table.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 16, 1819.

The house met according to adjournment.

Mr. Tipton, assistant clerk of the house of representatives handed in at the speaker's table the following message and resolutions (viz.)

The house of representatives have adopted the enclosed preamble and resolutions, and ask your concurrence.

Whereas the general assembly of the state of Tennessee, are sensible of the many valuable and important services rendered as well to this state, as the country generally by *Major* General Andrew Jackson: Therefore.

Resolved, That they are deeply impressed with a *sense* of the fidelity and zeal with which he has on all occasions exerted himself to defend the interest and to preserve the honor of his country.

Resolved, That in the prosecution and termination of the *Seminole war*, there is nothing for censure; every thing for approval: and while the commanding general has encountered hardships and privations for no other end than to give security to our borders and protection to the country; it becomes matter of regret that any efforts should be made to ascribe to him improper motives, or in the least to detract from that reputation which he has well earned by services, for which his countrymen delight to honor him.

Resolved, That the conduct of Brevet *Major* General Edmund P. Gaines, while he conducted the Seminole war, merits the approbation and applause of his countrymen.

Resolved, That the governor be and he is directed at the expence of the state to procure and deliver to each of the officers above named, a Sword with suit-

table engravings thereon as a *testimonial* of the high respect entertained by the state of Tennessee for their public services.

Resolved, That the senators in Congress from this state are hereby instructed, and our representatives are requested to use their best exertions to prevent the adoption of any measures in the Congress of the United States calculated to tarnish the reputation of said officers in relation to the manner in which the Seminole war was conducted.

Ordered, That the foregoing preamble and resolutions lie on the teble until the absent members of the senate shall have returned and taken their seats.

A bill for the benefit of the heirs of Thomas Ingram deceased, which had previously been ordered to lie on the table, was taken up, and on motion of mr. M'Means again ordered to lie on the table.

On motion of mr. Blair,

A bill to redress the grievances therein mentioned, was taken up, and that part of the said bill which appeared to have been stricken out in the house of representatives, was ordered to be reinstated and the bill again laid on the table.

Mr. Harris, withdrew from amendment, a bill to provide for the trial of certain causes.

The house adjourned until Monday morning 9 o'clock.

MONDAY, October 18, 1819.

The house met according to adjournment.

Mr. Gass, submitted the following resolutions, which were ordered to lie on the table until *Monday* week next.

Resolved, That our senators be instructed and our representatives requested to use their best endeavor with the proper authority at the next Congress of the United States to have the Muscle Shoals cleared out, for navigation &that the secretary of this state be requested to inform them thereof.

Resolved, That his excellency, Joseph McMinn, be requested to make known to the governor of the Alabama State, and request him to use his influence, with the proper authority of the United States to have the Muscleshoals cleared out, fit for navigation as soon as practicable.

Mr. Brown, presented the petition of the justices of the peace in Humphreys county; praying that the county court of said county be authorized to lay a tax to pay jurors, or to repeal the act of 1317 making provisions for that purpose so far as relates to Humphreys county—Also;

A petition of sundry citizens of Humphreys county; praying that William Combs, have leave to hawk and peddle in this state without licence.

Which were both referred to the committee of propositions and grievances.

Mr. Keith, from the committee of finance made the following report with which this house concurred.

The committee of finance in settling with Thomas Crutcher Treasurer of West Tennessee,

Beg leave to report, that in examining the revenue for the years 1817 and 1818 after deducting clerks, sheriffs and treasurers commissions, they find him chargeable with the sum of seventy four thousand, three hundred and thirty six dollars eighty three cents. Also with the sum of two thousand seven hundred and ninety nine dollars, twenty eight cents judgments for the years 1815 and 1816.

Also $128 56 1-4 the amount of model of a cotton gin sold by act of assembly for the use of the state.

Also twenty six hundred and twenty two dollars eighty six cents, money received from Willie Blount late gov. for monies formerly loaned to Robert Jarman.

Also, Matthew Nelson treasurer of East Tennessee, receipt for twenty-seven thousand two hundred and seven dollars, and forty-six cents.

Making in the whole, one hundred and seven thousand & ninety-four dollars, ninety-nine & a half cents.

Your committee also find said treasurer has paid,

and taken up claims chargeable against the state, to the amount of twenty three thousand seven hundred and eighty two dollars, ninety-six cents—Also allowance for stationary fifty dollars.

Leaving a balance, remaining in the hands of the treasurer of eighty three thousand, one hundred and eighty-three dollars, thirty-five cents.

Revenue for 1817 and 1818.	$74,336,83
Judgments for 1818 and 1816.	2,799,28
Model of Cotton gin sold	128,56 1-4
Received of Willie Blount	2622,86
Matthew Nelson receipt	27,207,46 1-4
	$107,094,99 1-2
Claims taken up	23,782,96
Stationary,	50
Commissions on money receiv-ed from governor Blount	78,68 1-2
	$23,911,64 1-2
	$83,183,35

All which is respectfully submitted.

CHARLES F. KEITH, Chairman,
of the committee of Finance.

October 18th, 1819.

Received from the house of representatives, a petition of sundry officers of the regiment of cavalry in the third brigade; praying an amendment of the laws for the government of the cavalry in this state.

Which was referred to the committee heretofore appointed to review the malitia law of this state—Also,

A petition of the proprietor of the turnpike road leading from the head of Sherrells cove to the state line or painted rock on French Broad river; praying that the law establishing said road may be amended.

Which was refered to the committee on public roads.

Mr. M'Means, presented a petition of sundry citizens of Hickman county; praying that said county retain its present limits, and that Vernon the present

seat of justice in said county still remain the seat of justice.

Which petition on motion of mr. M'Means, was ordered to lie on the table.

Mr. Williams, presented the petition of Temperence W. Smith; praying to be divorced from her husband Thomas B. Smith.

Which was referred to the committee of propositions and grievances.

Mr. M'Means, presented the petition of sundry citizens living south of the military line on the waters of Tennessee river; praying the passage of a law giving them compensation for their improvements; and also, that the general assembly may devise some way to bring about a convention on account of the inequality of the land tax, and that the manner of electing their officers be pointed out by law. And also,

That a law be passed authorizing all existing claims to be identified before an office for entering lands be opened which was referred to the committee on Chickasaw lands.

A bill for the benefit of the heirs of Thomas Ingram deceased was read the third and last time in both houses, passed and ordered to be engrossed.

A bill to alter the sittings of the courts therein named was taken up and read.

On motion of mr. Blair,

Ordered, That the said bill again lie on the table for consideration.

Mr. Miller, presented the pitition of sundry citizens living in the bounds of capt. James Sanders' company of malitia in Hawkins county; praying that Caleb W. Parke, be appointed a justice of the peace in said company—Also,

A letter nominating Pitser Baron as a justice of the peace in capt. Sisemore's company in Hawkins county.

Which were referred to the committe heretofore appointed to ascertain and report the number of captain's

companies and acting justices of the peace in the different counties in this state.

A bill to repeal all laws passed in this state, authorizing persons to hawk-and-peddle without licence was taken up amended by mr. Blair, and read the second time in the senate, and upon the question shall this bill pass its second reading as amended, the yeas and nays being required, it was determined in the negative, there being, Yeas 6.—Nays. 9.

Those who voted in the affirmative are,

Messrs. Brown, Blair, Edmiston, Miller, McMeans and Wallace.

Those who voted in the negative are,

Messrs. Speaker, Bunch, Douglass, Gass, Huntsman, Keith, Lowry, Standifer and Williams; whereupon the said bill was rejected.

A bill supplemental to an act increasing the jurisdiction of justices of the peace, and regulating their proceedings passed November 14th 1809, was taken up and read the second time in the senate; and upon the question shall this bill pass its second reading, it was determined in the negative, whereupon the said bill was rejected.

Mr. Standifer withdrew for amendment a bill more effectually describing the lines of Marion county and returned the same with a proposed amendment,

Which was received, and the bill as amended passed upon its first reading in this house and passed.

A bill more effectually to prevent frauds and perjuries.

A bill to redress the grievances therein mentioned.

A bill to prevent the abatement of suits in certain cases.

A bill to make legitimate Rufus Morgan Bennett and Sally Bennett. And,

A bill to repeal an act passed by the general assembly of the state of Tennessee in the year 1805, "entitled an act to enable persons having a right or title

ad, not in actual possession thereof to transfer their terest.

Which bills were severally put upon their second ading in this house and passed.

Mr. Huntsman introduced a bill to open and estab- h a turnpike road from a point at or near Wells, on les turnpike road to intersect the Cumberland turn- ke road between Robert Johnston and the standing one,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of presentatives.

On motion of Mr. Harris,

A bill to establish the lines of Marion county, which d passed its first reading in the senate, was reconsi- ered, and on motion of Mr. Harris the said bill was dered to lie on the table.

Mr. Harris who had withdrawn for amendment a bill to provide for the trial of certain causes, return- the same without an amendment. And,

The said bill was put upon its second reading in the nate and passed.

A bill to authorize a separate election in the county Campbell, which had been ordered to lie on the ta- , was taken up and on motion was committed to the int committee of both houses, heretofore appointed consolidate and bring into one view the several bills w before the legislature for the establishment of sep- ate elections in this state.

A bill to increase the compensation of Jurors in is state and for other purposes, which had been or- red to lie on the table, was taken up and read the cond time.

Mr. Miller moved to strike out the second section of e bill which reads as follows:

Be it enacted, That all talismen summoned and com- lled to serve upon the trial of any cause, shall be en- led to the same compensation, which by this act is owed to jurors summoned on the original panel.

On the question for striking out it was determined in the negative.

Mr. Huntsman then moved that the following be substituted as a second section, in the room and stead of the section moved to be stricken out by Miller, (to wit:)

Be it enacted, That when any talisman may be summoned as a juror, and be detained thereby for the space of one day or longer, he shall receive at the rate of one dollar per day for so long as he may be detained, and on the question for striking out and substituting, it was determined in the affirmative.

Whereupon the second section of the bill was stricken out, and the one proposed by mr. Huntsman received in the room and stead thereof.

Mr. Gass offered the following amendment to the third section of the bill (to wit:)

Provided, said act be not in force in the county of Greene, which was received.

The bill as amended was then put upon its second reading in the senate and passed.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, October 19, 1819.

The house met according to adjournment.

Mr. Keith presented the petition of sundry citizens of Jefferson county, praying a disposition of the Cherokee lands referred to the committee on Cherokee lands.

Received from his excellency the Governor, by the hand of the honorable Daniel Graham Secretary of state, the following communication with the documents referred to.

Fellow-Citizens of the Senate,
and of the House of Representatives.

I do myself the honor to lay before you the report of Colonel Francis A. Ramsey, referred to in my com-

munication of the 5th instant. As this report in part is bottomed upon similar reports of a preceding date, to which it refers, it would have afforded me great pleasure to have been able to furnish the documents referred to by Col. Ramsey, but as they were taken out of this Department by a resolution of the last legislature, it was presumed they were on file in the department of state, where a deligent though unsuccessful search has been made this day.

I Also have taken the liberty to forward you a printed letter addressed by Messrs. Gales and Seaton, which affords the only explanation that can be given in relation to the object of the authors who implicitly ask the patronage of the legislature. From which circumstance, I trust you will see the propriety of submitting the letter for your inspection and decision.

Respectfully submitted,

JOSEPH McMINN,

Executive Office,
Murfreesborough, October 18, 1819.

Ordered, By the senate that the above communication together with the documents referred to with their appropriate references, be sent to the house of representatives.

Received from the house of representatives, a bill regulating proceedings on judgments, and for other purposes.

Ordered, That mr. Brown have leave to withdraw the said bill for amendment.

Mr. Williams submitted the following resolution, which was ordered to lie on table.

Resolved, That the senate meet the house of representatives in the representative hall to-morrow at 12 o'clock, for the purpose of electing a solicitor for the fifth district in place of Thomas J. Campbell esq. resigned.

Received from the house of representatives the following bills.

A bill for the relief of William Askew.

A bill for the relief of Phillip Phillips and Michael Cambell.

A bill to appropriate the amount of a fine imposed on Benjamin P. Parsons, by the county court of Davidson county.

A bill to authorize the drawing of a lottery for the benefit of Bradley Academy, and the Murfreesborough female academy in the county of Rutherford.

Mr. Huntsman introduced a bill more fully to define the dividing line between the counties of Morgan and Overton. Also,

A bill to amend the laws now in force on the subject of divorces passed Oct. 1799.

Mr. Lowry, introduced a bill making an allowance for monies heretofore expended in office rent for the executive department, and for other contingencies.

Mr. Edmiston, a bill for the relief of William Townsend.

Received from the house of representatives, a bill giving time to John G. Sims and Walter Sims, to put a slope in a mill dam across Duck river.

A bill for the relief of Isaac M'Camon.

A bill to authorize the register of East and West Tennessee to issue grants in certain cases.

A bill to incorporate the inhabitants of the town of Carthage in the county of Smith.

Mr. Huntsman, offered an amendment as a thirteenth section to the bill which was received.

On motion of mr. Huntsman,

The words "and for other purposes" were made a part of the title to the said bill.

All which bills were put upon their first reading in the senate and passed.

A bill to amend the law in certain cases.

Was read the second time in the senate.

Ordered, That mr. Huntsman, have leave to withdraw the said bill for amendment, appointing wardens and making provisions for the poor, was read the second time.

Mr. Lowry, offered the following amendment, to

the 8th section of the bill (to wit.) for the term of twelve months after his, her, or their removal.

Which was received, and also an amendment as a 12th section to the bill which was received.

On motion of mr. Brown,

Ordered, That the said bill lie on the table for consideration.

A bill for the relief of Alexander Brown, was read the second time. And,

On motion of mr. Williams, was ordered to lie on the table; the said bill having been amended by mr. Douglass by inserting the words "or commissioners" in different parts of the bill.

A bill to enforce the payment of money due from the citizens residing south of French Broad and Holston, and residing between the rivers Big Pigeon and Tennessee.

Was read the third and last time in both houses, passed and ordered to be engrossed.

A bill to prescribe the duty of the public printer in this state, was read the third time in the senate and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill for the relief of James Wills, was read the second time and passed.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, October 20, 1819.

The house met according to adjournment.

On motion of mr. Huntsman, mr. George Wilson obtained leave to attend at the clerk's table for the purpose of taking minutes from the journal of the senate.

Mr. Gass, introduced a bill for the relief of such persons as have, or may suffer by their grants, deeds, mesne conveyances, bills of sale or other instruments

of writing not being proven and registered within the time limited by law.

Mr. Weakley, a bill for the relief of the heirs of Michael Kilpatrick and Thomas Wright.

Mr. M'Mears, a bill to authorise the following commissioners for the town of Vernon, in the county of Hickman to make deeds to lots sold by the former commissioners, for the county aforesaid.

Which bills were severally put upon their first reading and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives the following message.

The house of representatives concur with your resolution of the 7th inst. that the senate meet the house of representatives in the representatives hall on Wednesday the 20th inst. for the purpose of electing judges to fill the respective vacancies in the supreme and circuit courts of this state, except the judges of the 3d and 5th circuits.

The house of representatives also propose going into an election at the same time to elect a treasurer of West Tennessee.

The senate concurred with the house of Representatives in their proposition to go into an election for treasurer of West Tennesse on this day at 12 o'clock.

Ordered, That the clerk acquaint the house of representatives with such concurrence.

Received from the house of representatives, a bill making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the Congressional line, which was read the first time in the senate.

Ordered, That mr. Brown have leave to withdraw the said bill for amendment.

Received from the house of representatives, a bill to divorce Temperance W. Smith, from her husband

Thomas B. Smith, which was read the first time and passed.

A bill to repeal an act passed by the general assembly of the state of Tennessee in the year 1805 entitled an act to enable persons having a right or tittle to land and not in actual possession thereof, to transfer their interest.

Was read the third time in the senate.

On motion of mr. Williams.

Ordered, That the said bill lie on the table.

A bill the more effectually to prevent frauds and perjuries, was read the third time in this house.

Mr. Huntsman proposed an amendment to the bill, which together with the bill was ordered to lie on the table for consideration.

Received from the house of representatives, the petition of sundry citizens of this state; praying that William Travis of Stewart county be permitted to sell spirits by the small without licence.

Which was referred to the committee of propositions and grievances.

A petition of James Lewis, on behalf of the trustees of Carrick Academy in Franklin county; praying the continuance of the use and profits of the school lands in said county to reimburse them in the sum of $1400, which the said trustees would otherwise be obliged to pay out of their own private funds for building a house for the use of said Academy.

Which was refered to the committee on scholl lands.

Mr. Standifer introduced a bill to divide the counties of Warren, Marion, Bledsoe, White, Overton and Jackson into two solicitorial districts.

Which was read the first time in this house and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill to incorporate the inhabitants of the town of Washington, was read the second time in the senate.

On motion, mr. Edmiston obtained leave to withdraw the said bill for amendment.

A bill to amend the laws now in force on the subject of divorces, passed 1799.

A bill making an allowance for monies heretofore expended in office rent for the executive department, and for other contingincres. And,

A bill more fully to define the dividing line between the counties of Morgan and Overton.

Were severally read the second time and passed.

Mr. Weakley, handed in the return of the votes given at the last general election of this state, for governor and for and against a convention in the county of Anderson.

Which were referred to the appropriate committee.

Received from the house of representatives the following message.

The house of representatives are ready to receive your body in their hall for the purpose of going into the several elections set apart for this day.

Whereupon the gentlemen of the senate repaired to the representative hall, for the purpose of going into an election of a judge of the supreme court of errors and appeals, in the room of Archibald Roane deceased, and a judge of the circuit court for the first circuit, in the room of Thomas Emmerson esq. resigned, and a surveyor general of the fourth district, in the room of John McClellan resigned. And,

Also a treasurer of west Tennessee, for the ensuing two years.

The houses then proceeded to ballot for a judge of the supreme court of errors and appeals, mr. Thomas Emmerson in nomination.

The houses then proceeded to ballot for a judge of the circuit court for the first circuit, Samuel Powell in nomination.

The houses then proceeded to ballot for a treasurer of west Tennessee, for the ensuing two years; mr. Thomas Crutcher in nomination.

The houses then proceeded to ballot for a survey

general of the fourth district, mr. John Parris in nomination.

On counting the ballots in the aforesaid elections, the honorable speaker of the senate declared in the presence of both branches of the legislature, that Thomas Emmerson, Samuel Powell, Thomas Crutcher, and John Parris, were duly and constitutionally elected to fill the appointments for which they were severally held in nomination.

On motion the gentlemen of the senate returned to their own chamber.

A bill for the relief of William Townsend,

Was read the second time and passed.

A bill for the relief of Alexander Brown.

Was read the second time. And,

On motion was ordered to lie on the table.

A bill to authorize plats and certificates to be returned to the registers in certain cases,

Was read the second time.

Ordered, That mr. Lowry have leave to withdraw the said bill for amendment.

Received from the house of representatives,

A bill for the better regulation of turnpike roads in this state,

Which was read the first time in this house.

On motion of mr. Gass, the said bill was ordered to lie on the table for consideration.

A bill to establish the bounds of Marion county,

Was read the first time in this house.

Mr. Harris moved to strike out the amendment made to the said bill,

When it was first read and ordered to lie on the table in the senate.

Upon the question to strike out, it was determined in the negative.

The bill was then put upon its first reading as amended and passed,

Mr. Wallace presented a petition of sundry citizens of Smith county, praying that the time of hol-

ding the regimental and battalion musters in said county be altered.

Which was refered to the committee appointed to revise the malitia laws of this state.

Mr. Weakly handed in a statement of the situation of the branch bank of the Nashville bank, located at Gallatin.

Which was referred to the select committee appointed to examine the reports of the several banks.

Received from the house of representatives,

A bill to prohibit justices of the peace from staying executions upon judgments, which they may hereafter render. And,

A bill to establish a new county south west of Rhea, and south and east of Bledsoe and Marion counties,

Which were both read the first time and passed.

A bill to incorporate the inhabitants of the town of Springfield, in the county of Robertson,

Was read the second time.

On motion, mr. McMeans obtained leave to withdraw the said bill for amendment.

A bill giving time to John G. Simms and Walter Simms, to put a slope in a mill dam across Duck river.

Which was read the second time and passed.

Received from the house of representatives, a statement of the branch bank of the Nashville bank, located at Winchester.

Which was referred to the committee appointed to examine the reports of the different banks in this state.

Mr. Weakly presented a letter addressed to the speaker of the senate, from Colonel Andrew Hynes of Nashville.

A letter from major —— Lenhart, by the [illegible] to the senate, and requesting the senate [illegible] connected plan of [illegible]

of Indians, and to consider the propriety of purchasing the same for the use of the legislature.

On motion the speaker appointed messrs. Huntsman, Keith and Edmiston, a committee to examine the contents of said two books, and to report to the senate whether in their opinion they should be purchased for the use of the legislature.

A bill to authorize the registers of east and west Tennessee, to issue grants in certain cases,

Was read the second time and passed.

Received from the house of representatives,

A bill to establish a new county by the name of Harden county.

Which was read the first time in this house. And,

On motion of mr. M'Means was ordered to lie on the table indefinitely.

A bill to allow the county court of Smith to lay an additional county tax for the purpose of building an office for the clerks and register of said county.

Which was read the third and last time in both houses, passed, and,

Ordered, to be engrossed.

A bill to prevent the abatement of suits in certain cases.

Was read the third time and on motion ordered to lie on the table.

The house adjourned till to-morrow morning 9 o'clock.

THURSDAY, October 21, 1819.

The house met according to adjournment.

A bill to legalize the judicial acts of Cullen Curlee,

Was read the third and last time, passed, and ordered to be engrossed.

Mr. M'Means, introduced a bill to reduce the county of Hickman to its constitutional limits, and for other purposes.

Which was read the first time and passed.

A bill for the relief of James White.

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[illegible] read the third time, [illegible] both houses, passed, and

[illegible] ordered, to be engrossed.

On the motion of Mr. M'Means,

The resolutions received from the house of representatives, on the 16th inst. tendering the thanks of the general assembly to major general Andrew Jackson and brevet major general Edmund P. Gaines, for their signal public services, was made the order of the day for Monday week, the second of November.

Mr. M'Means withdrew for amendment,

A bill to reduce the county of Hickman to its constitutional limits, and for other purposes.

Received from the house of representatives, a bill to amend the laws in force for the trial of slaves, which was read the first time and passed.

A bill to divide the counties of Warren, Marion, Bledsoe, White, Overton and Jackson in solicitorial districts.

A bill to establish a new county south west of Rhea and south and east of Bledsoe and Marion counties, were both read the second time and passed.

Received from the house of representatives, a bill authorising James Bruce to build a dam across Duck river which was read the first time and passed.

A bill to amend the laws now in force on the subject of divorces, passed October 26th, 1799, was read the third time, amended and passed.

Received from the house of representatives enrolled bills of the following titles, signed by the speaker of the house of representatives, (to wit.)

An act to prescribe the duty of the public printer in this state, and

An act to authorise the county court of Washington to lay a tax for the purpose of building a court-house, prison and stocks, in the town of Jonesborough, and for other purposes.

Ordered, That the said bills be signed by the speaker of the senate, and deposited in the office of the secretary of state.

[illegible]

Was read the third and last time in both houses, passed, and

Ordered, to be engrossed.

A bill to incorporate the inhabitants of the town of Washington in the county of Rhea and for other purposes, was read the third & last time in both houses.

On motion of *Mr.* Brown, the said bill was

Ordered, to lie on the table until to-morrow.

Mr. Williams withdrew for amendment,

A bill to authorise the register of east and west Tennessee to issue grants in certain cases.

A bill to prohibit justices of the peace from staying executions upon judgments which they may hereafter render.

Was put upon its second reading in this house and passed.

On motion the said bill was

Ordered, To lie on the table until to-morrow.

A bill giving time to John G. Sims and Walter Sims, to put a slope in a mill dam across Duck river. And,

A bill to incorporate the inhabitants of the town of Springfield, in the county of Robertson.

Were both read the third and last time in both houses passed, and,

Ordered, To be engrossed.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, *October* 23, 1819.

The house met according to adjournment.

Mr. Seawell from the committee of enrolments reported that they had examined bills of the following titles and found the same truly enroled (to wit.)

An act to make legitimate Rufus Morgan Bennett and Sally Bennett.

An act to appropriate the amount of a fine imposed on Benjamin P. Parsons by the county court of Davidson county.

An act to authorize a deed from Richard Dobbs Spaight to Wilson Blount to be registered.

An act for the relief of James Wills.

An act to enlarge the town of Winchester. And,

An act to authorize the county court of Franklin county, to lay a tax for the purpose of building a jail in said county, and for other purposes.

Ordered, That the said enroled bills be signed by the speaker of the senate and sent to the house of representatives.

Mr. Seawell, introduced a bill to amend an act, passed at Knoxville on the 4th of December 1807 entitled "an act to direct the duty of clerks and sheriffs in certain cases therein mentioned."

Was read the second time and passed.

A bill to reduce the county of Hickman to its constitutional limits.

Was read the third time and passed.

A bill for the relief of the heirs of *M.* Kilpotyick and T. Wright was read the third time and passed.

Mr. Williams, who withdrew for amendment, a bill to authorize the register of east and west Tennessee to issue grants in certain cases, returned the same with a proposed amendment which was received.

Mr. Brown, who had withdrawn for amendment, a bill to incorporate the inhabitants of the town of Washington in the county of Rhea, and for other purposes, returned the same with a proposed amendment which was received.

The said last mentioned bills being on their third and last reading in both houses.

Ordered, That the clerk do by message acquaint the house of representatives with the proposed amendments, and request that body if they agree to the said amendments or either of them to send two of their members to see the same made.

ment to a bill to authorize the register of east and west Tennessee to issue grants in certain cases, mr. Dulaney and Williams (of Davidson) will see the amendment made.

The bill was, then put upon its third and last reading in both houses, passed and

Ordered, to be engrossed.

A bill for appointing wardens and making provisions for the poor, was taken up read the second time amended and passed.

Received from the house of representatives the following message.

The house of representatives concur in the amendment by you proposed to a bill to incorporate the inhabitants of the town of Washington in the county of Rhea, messrs. Blake and Massengill will see the amendment made.

The bill as amended was then put on its third and last reading in both houses, passed and

Ordered, to be engrossed.

A bill for the relief of John Brahan and John Haywood.

A bill to change the proprietors of a toll bridge across the north fork of Holston.

A bill for the relief of Alexander Brown.

A bill to alter the name of the town of Maryville in the county of Wilson, and for other purposes.

Were severally read the second time and passed.

Received from the house of representatives—

A bill to appoint commissioners to superinted the opening and completing a road from David Frazier's in the county of Sevier to the top of the Smoakey mountain at Porter's Gap.

Which was read the first time and passed.

A bill for the relief of William Askew,

Was read the third and last time in both house, passed and

Ordered, to be engrossed.

Received from the house of representatives the following message.

The house of representatives have taken upon its third and last reading in both houses a bill to amend the laws now in force on the subject of divorces. And propose amending the same by striking out in the second section after the word *pregnancy* the words *by any other man* for the purpose of inserting in lieu thereof the words *with a child of color*; and further to strike out in the same section, after the word *marriage* the words *than the man to whom she was married.* Should you agree to said amendments, please send two of your members to see them made.

With which message the senate concurred and sent two of their members to see the same made.

Mr. Blair, introduced a bill to authorize Spencer E. Gibson to open and establish a turnpike road.

Mr. McMeans, a bill for the relief of Robert Murray of Hickman county.

Received from the house of representatives, a bill to define the duty of clerks in certain cases, and for other purposes.

A bill to prohibit clerks, sheriffs and other officers from purchasing county certificates at discount.

A bill to authorise Joseph Hinkle to build a set of mills on Elk river, which were severally put upon their first reading in the senate and passed.

A bill to authorise the following commissioners for the town of Vernon in the county of Hickman, to make deeds to lots sold by the former commissioners, for the county aforesaid, was read the second time and passed.

A bill to prohibit justices of the peace from staying executions upon judgments which they may hereafter render, was read the second time, and upon the question shall this bill pass, it was determined in the negative, there being yeas 8, nays 9.

Those who voted in the affirmative are Messrs. Speaker, Atkinson, Bunch, Gass, Keith, Miller, Standifer and Williams.

Those who voted in the negative are Messrs. Brown

Blair, *Douglass*, Edmiston, Huntsman, Murray, McMeans, Reynolds and Seawell,

And so the said bill was rejected.

Received from the house of representatives, a bill to divorce Hordy Doyal from his wife Elizabeth.

Ordered That Mr. Gass have leave to withdraw the said bill for amendment.

A bill to authorise the drawing of a lottery for the benefit of Bradley Academy and the *Murfreesborough* Female Academy in the county of Rutherford, was read the second time and on motion

Ordered to lie on the table.

A bill more effectually to suppress vice and immorality, was put on its second reading, and upon the question shall this bill pass, it was determined in the negative, and

So the said bill was rejected.

Mr. Seawell from the committee of enrollments, reported, that the committee had examined a bill of the following title and found the same truly enrolled, (to-wit.)

A bill to divorce Temperance W. Smith from her husband Thomas B. Smith,

Ordered, That the said bill be signed by the speaker of the senate and sent to the house of representatives.

Received from the house of representatives the memorial of Thomas Washington, late Attorney General of the seventh district, which was referred to the committee of claims.

On motion, *Mr.* Brown who had withdrawn for amendment, a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation line, obtained leave to detain the said bill until monday next.

On motion of mr. Keith, *Mr.* Weakly speaker obtained leave of absence until Monday next.

The house adjourned until Monday morning 9 o'clock.

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MONDAY, October 25, 1819.

The house met according to adjournment.

Mr. Douglass took the chair pro tempore.

Mr. Maury introduced a bill to annex part of Davidson county, to Williamson county which was read the first time and passed.

Ordered That the said bill be sent to the house of representatives.

Mr. *Miller* handed in a report of the State tax collected by the clerk of the supreme court of errors and appeals for the first circuit, which was referred to the committee of finance, also

A petition of sundry citizens of Hawkins county praying a precinct election in said county, which was referred to the select committee heretofore appointed to consolidate and bring into one view the several bills, which are as may hereafter come before the legislature, for the establishment of separate elections in this state.

A bill to appoint commissioners to superintend the opening and completing a road from David Frazier's in the county of Sevier, to the top of the smoky mountain at Porters gap, was read the second time, amended and passed.

A bill to amend the penal laws of this state and to establish a jail and penitentiary house therein, was taken upon its second reading in the senate, Mr. Brown moved that the word Kingston be stricken out of the section and that the word Nashville be inserted in the room thereof. On the question for striking out and inserting, the vote stood thus, yeas 6, nays 18.

Those who voted in the affirmative are,

Messrs. Speaker, Brown Maury, McMeans, Reynolds and Seawell.

Those who voted in the negative are,

Messrs. Atkinson, Blair, Bunch, Edmiston, Gass, Keith, Lowey, Miller, Standifer and Williams.

Mr. Brown then moved to strike out the word

Received from the house of representatives the following message.

The house of representatives concur in your amend- "Kingston," and to insert the word "Fayetteville," on the question for striking out and inserting, the vote stood thus.—Yeas 4—Nays 12.

Those who voted in the affirmative are,

Messrs. Speaker, Brown, McMeans, and Reynolds.

Those who voted in the negative are,

Messrs. Atkinson, Blair, Bunch, Edmiston, Gass, Keith, Lowry, Maury, Miller, Seawell, Standifer and Williams.

Mr. McMeans then moved to strike out the word "Kingston," and to insert the word "Shelbyville," on the question for striking out and inserting, the vote stood thus,—Yeas 4—Nays 12.

Those who voted in the affirmative are,

Messrs. Speaker, Brown, McMeans and Reynolds.

Those who voted in the negative are,

Messrs. Atkinson, Blair, Bunch Edmiston, Gass, Kieth, Lowry, Maury, Miller, Seawell, Standifer, and Williams.

Mr Brown then moved to strike out the word "Kingston," and insert the word "Knoxville," on the question for striking out and inserting, these stood thus.—Yeas 5—Nays 12.

Those who voted in the affirmative are,

Messrs. Speaker, Brown, m'means, Reynolds, & Williams.

Those who voted in the negative are,

Messrs. Atkinson, Blair, Bunch, Edmiston, Gass, Keith, Lowry, Maury, Miller, Seawell, Standifer and Wallace.

Mr. Seawell then moved to strike out the word "Kingston," and insert the word "Carthage," on the question for striking out and inserting, the vote stood thus.—Yeas 7—Nays 11.

Those who voted in the affirmative are,

Messrs. Speaker, Brown, Huntsman, McMeans, Reynolds, Seawell and Wallace.

Those who voted in the negative are,

Messrs. Atkinson, Blair, Bunch, Edmiston, Gass, Keith, Lowry, Maury, Miller, Standifer and Williams.

Mr. Reynolds then moved to strike out the word "Kingston," and insert the word "Columbia," on the question for striking out and inserting, the vote stood thus.—Yeas 6—Nays 11.

Those who voted in the affirmative are,

Messrs. Speaker, Brown, McMeans, Reynolds, Seawell and Wallace.

Those who voted in the negative are,

Messrs. Atkinson, Blair, Bunch, Edmiston, Gass, Keith, Lowry, Maury Miller, Standifer, and Williams.

The word "Kingston," was therefore not stricken out, but suffered to stand.

On motion of Mr. Brown the words, "the first day of December, eighteen hundred and twenty one," in the forty ninth section; were stricken out on the question for strikingout, the yeas and nays being required, the vote stood thus—Yeas 13—Nays 5.

Those who voted in the affirmative are,

Messrs. Speaker, Brown, Blair, Edmiston, Gass, Huntsman, Lowry, Maury, McMeans, Reynolds, Seawell, Standifer and Wallace.

Those who voted in the negative are,

Messrs. Atkinson, Bunch, Keith, Miller, and Williams.

On motion of Mr. Gass the words, "the first day of May eighteen hundred and twenty," were inserted in the room and stead of the words, stricken out in the forty ninth section. Various other amendments being made, the bill as amended was put on its second reading and passed.

Mr. Keith withdrew for amendment, a bill to dispose of the lands lying between the rivers Highwassee and Tennessee, and north of little Tennessee river.

Mr. Gass who had withdrawn for amendment, a bill to divorce Hardy Doyle from his wife Elizabeth, returned the same with a proposed amendment; which

was received.

Mr. Huntsman offered an amendment to the said bill which was received.

Mr. Gass moved to strike out the title to said bill and insert in the room and stead thereof, the following (to wit.)

"A bill to divorce the persons therein named," to which the senate agreed.

The bill as amended was then put upon its first reading in the senate and passed.

Received from the house of representatives, a bill for the better regulation of turnpike roads in this state, which was read the first time in the senate, and upon the question, shall this bill pass its first reading, it was decided in the negative.

Whereupon the said bill was rejected,

Received from the house of representatives the following report (to wit:)

Your committee to whom was referred an examination of the number of votes given for and against a convention at the last general election, have had the same under examination, and beg leave to report. The whole number of votes given at the last general election is 42 468

of that number there was in favour of a convention	5 919
and against a convention	17 430
the number of silent votes respecting a convention is	19 119

Your committee in ascertaining the whole number of votes given at the last general election, took for their data the returns made of the votes given to the candidates for governor. There being but a few counties from which a return was made of the whole number of votes given, and the above is the amount of the votes given in thirty seven counties; the balance not having made any return whatever.

All which is respectfully submitted,

S. ANDERSON, Chairman.

Received from the house of representatives, a petition

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tion of sundry citizens living south of Tennessee river, praying a preference right to enter their improvements,

Which was referred to the committee of propositions and grievances.

A bill to alter the name of the town of Maryville, in Wilson county; and for other purposes.

A bill to authorise the following commissioners for the town of Vernon, in the county of Hickman, to make deeds to lots sold by the former commissioners for the county aforesaid,

Were both read the third time in this house and passed.

Received from the house of representatives, a bill for the relief of Henry Rutherford,

Which was read the first time and passed.

A bill to establish a new county south west of Rhea and south and east of Bledsoe and Marion counties, was read the third and last time in both houses passed and,

Ordered, to be engrossed.

A bill for the relief of Robert Murray of Hickman county,

Was read the second time and passed.

A bill the more effectually to prevent frauds and perjuries,

Was read the third time in the senate and passed.

The house adjourned until to-morrow morning o'clock.

TUESDAY, October 26, 1819.

The house met according to adjournment.

Mr. Reynolds introduced a bill for the relief of Sherwood P. Record.

Mr. Brown, a bill concerning the judiciary of this state,

Which were both read the first time and passed.

Ordered That the said bills be sent to the house of representatives.

Mr. Brown who had withdrawn for amendment, a

bill making provision for the adjudication of North Carolina, land claims and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line, returned the same with a proposed amendment.

Mr. Maury also offered an amendment to the said bill, which amendments together with the bill, were ordered to lie on the table.

Received from the house of representatives, a bill for the benefit of John McClish.

Mr. Lowry introduced a bill for the relief of Abraham Jones.

Which were both read the first time and passed.

Mr. Huntsman withdrew for amendment, a bill to alter the sitting of the courts therein named.

A bill to amend an act passed at Knoxville on the 4th of December, 1807, "entitled an act to direct the duty of clerks and sheriffs in certain cases therein mentioned, and for other purposes.

A bill authorising James Bruce to build a mill on duck river.

A bill to amend an act "entitled an act to provide for opening and keeping in repair that part of the road leading from Virginia and North Carolina to Kentucky, which lies between the cross roads at the place called Bean's Station, in Grainger county, and the ford of Sycamore creek in Claiborne county, passed November 14th, 1815. And,

A bill to incorporate the inhabitants of the town of Carthage in the county of Smith,

Were severally read the second time and passed.

A bill for the relief of *William* Townsend.

Was read the third time and passed.

A bill to authorize plats and certificates to be returned to the registers office in certain cases.

Was read the third and last time in both houses, passed and

Ordered, To be engrossed.

A bill to prevent the abatement of suits in certain cases.

Was read the third and last time in both houses, passed and

Ordered, To be engrossed.

A bill to repeal an act, passed by the general assembly of the state of Tennessee in the year 1805 entitled an act to enable persons having a right or title to land and not in actual possession thereof to transfer their interest.

Was taken up on its third reading in the senate, and upon the question shall this bill psss its third reading the yeas & nays being reqgired it was determined in the negative, there being.—Yeas 5.—Nays 18.

Those who voted in the affirmative are,

Messrs. Speaker, Brown, Edmiston, Miller and M'Means.

Those who voted in the negative are,

Messrs. Atkinson, Plair, Bunch, Gass, Huntsman, Keith, Lowry, Lowry, Maury, Reynolds, Seawell, Standifer, *Wallace* and *Williams*.

And so the said bill was rejected.

Received from the house of representatives —

A bill for the relief of Spencer Jaragin, and

A bill to refund to the administrator of William Alexander, deceased monies expended by him for the use of the state.

Which were both read the first time and passed.

Mr. Bunch, introduced a bill supplemental to an act passed at Nashville Oct. 13th, 1815 for the relief of such officers or persons as did proceed to press arms during the late war.

Which was read the first time and passed.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, *October* 27, 1819.

The house met according to adjournment.

Mr. Seawell from the committee of enrollments, reported that the committee had examined bills of the fol-

lowing titles, and found the same truly enrolled, (to wit.)

An act for the relief of William Askew.

An act to establish a new county south west of Rhea, and east and south of Bledsoe and Marion counties.

An act giving time to John G. Sims and Waltar Sims, to put a slope in a dam across Duck river.

An act authorising plats and certificates to be returned to the registers office in certain cases.

An act to incorporate the inhabitants of the town of Springfield, in the county of Robertson.

An act to authorise the register of east or west Tennessee to issue grants in certain cases.

An act to incorporate the inhabitants of the town of Washington, in the county of Rhea, and for other purposes.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives.

Mr. Gass introduced a bill to prolong the time for opening and clearing out lick creek.

Mr. Miller introduced a bill regulating certain proceedings at law,

Which bills were both read the first time and passed

Ordered, That the said bills be sent to the house of representatives.

A bill to appoint commissioners to superintend the opening and completing a road from David Frazier's in the county of Sevier, to the top of the smoky mountain, at Porter's gap.

Was read the third and last time in both houses, passed and,

Ordered, tobe engrossed.

Mr. Huntsman withdrew for amendment, a bill the more fully to define the time between the counties of Morgan and Overton.

A bill making provision for the adjudication of North Carolina land claims, and by satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line.

Was taken up and read, after various amendments offered to the said bill and received.

Ordered, That the said bill as amended be again laid on the table for consideration.

Mr. Blair introduced a bill for the relief of the heirs of Nathaniel Taylor deceased.

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Received from the house of representatives, a bill defining more particularly the duty of clerks and sheriff's in the collection of tax.

A bill to authorise the sheriff of Warren county to advertise lands in some paper printed in Nashville or Murfreesborough, and for other purposes.

A bill to authorise the drawing of a lottery to build a Masonic Hall in Winchester,

Which were severally put upon its first reading in this house and passed.

Mr. Huntsman who had withdrawn for amendment a bill more fully to define the deviding line between the counties of Morgan and Overton, determined the same with a proposed amendment,

Which was received, and the bill as amended put on its third reading and passed.

Received from the house of representatives, a bill to tax hawkers and peddlers.

Ordered That Mr. Huntsman have leave to withdraw the said bill for amendment.

Mr. Huntsman withdrew for amentment a bill to authorise Spencer E. Gibson to open and establish a turnpike road.

A bill to authorise Joseph Hinkle to build a set of mills on Elk river,

Was read the second time and passed.

A bill for the relief of Phillip Phillip's heirs, and Michael Campbell,

Was taken up, and on motion the said bill was ordered to lie on the table.

Mr. Huntsman who had withdrawn for amendment

a bill to tax hawkers and peddlers, returned the same with a proposed amendment,

Which was received, and the bill as amended put on its first reading in the senate and passed.

Received from the house of representatives, a bill to establish the seat of justice in Marion county, and

A bill for the relief of Joseph Franks,

Which were both read the first time and passed.

Mr. Maury withdrew for amendment a bill for the relief of Alexander Brown.

A bill to amend an act entitled "an act to provide for opening and keeping in repair that part of the road leading from Virginia and North Carolina to Kentucky, which lies between the place called Bean's station in Grainger county, and the ford of Sycamore creek in Claiborne county, passed November 14th, 1815." And,

A bill authorizing James Bruce to build a dam across Duck river,

Were both read the third and last time in both houses, passed and,

Ordered, To be engrossed.

A bill concerning the judiciary of this state,

Was read the second time, and

On motion the second section of the said bill, which had been stricken out in the house of representatives, was reinstated.

Ordered, That the said bill lie on the table indefinitely.

A bill for the benefit of John McClish,

Was read the second time and passed.

Received from the house of representatives a bill to alter the name of Elizabeth Cowen to Elizabeth White,

Which was read the first time and passed.

Mr. Huntsman withdrew for amendment, a bill to open and establish a turnpike road from a point near Walls on Piles turnpike road, to intersect the Cumberland turnpike road, between Robert Johnston's and the standing stone.

A bill for the relief of Sherwood P. Record,

Was read the second time and passed.

Received from the house of representatives—

A petition of sundry citizens of East Tennessee; praying the passage of a law the more effectually to suppress profane swearing.

Which was referred to the committee of propositions and grievances.

A bill to incorporate the inhabitants of the town of Carthage in the county of Smith.

Was read, and on motion, ordered to lie on the table until to-morrow.

A bill authorizing the removal of the surveyor's office of the sixth district from the town of Jonesborough to the town of Greenville.

Was taken up and on motion ordered to lie on the table.

Received from the house of representatives—

A bill for the relief of millers.

A bill ratifying and confirming the line run and marked by commissioners between the states of Tennessee and Georgia in the year 1818.

A bill to lay off and establish seperate elections in this state at the places therein named, and

A bill for the relief of Samuel King and John B. Pentergrast.

Which bills were severally read the first time in this house and passed.

Received from the house of representatives—

A petition of William Boyd on behalf of himself & the heirs of Robert Boyd deceased; praying that a law may be passed authorizing him to obtain a grant on a land warrant of 640 acres on which warrant there is no transfer.

Referred to the committee on land claims.

A petition of the officers of the 28th regiment of militia: praying that the time for holding their musters may be altered.

Which was referred to the committee appointed to revise the militia laws of this state

A petition of John Strain of Washington county one of the soldiers of the revolutionary war; praying in consequence of his age and infirmity a small donation from this legislature.

Mr. Douglass, speaker pro. tem. having left the house mr. Seawell took the chair pro. tem.

Received from the house of representatives, enrolled bills of the following titles signed by the speaker of the house of representatives (to wit.)

An act to amend the laws now in force on the subject of divorces, passed 1799.

An act for the relief of the heirs of Michael Kilpatrick and Thomas *Wright*, and

An act making an allowance for monies heretofore expended in office rent for the executive department and for other contingencies.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, *October* 28, 1819.

The house met according to adjournment.

Mr. *Wallace* withdrew for amendment, a bill to incorporate the inhabitants of the town of Carthage in the county of Smith.

Mr. Atkinson introduced a bill for the benefit of Michael Fisher.

Was read the first time and passed.

Mr. Tipton the assistant clerk of the house of representatives, handed in at the speaker table the following message and resolution, with which resolution the senate concurred.

The house of representatives have adopted the enclosed resolution for the appointment of justices of the peace for the county of *Wayne*, in which they ask your concurrence.

Resolved, by the general assembly of the state of

Tennessee, that John W. Nannely, Miles Morrison, Samuel McBride, John Robinet, William Walker, Reubin Kyle, John Meredith, Carey W. Pope, Isaac Barr, Daniel Cutburth, John Ingram, Jesse Cypert, Henry Raburn, Henry Grimes, William Pyburn, William Curtis, and Joseph W. Barnett, be and they are hereby appointed acting justices of the peace, in and for the county of Wayne, with all the powers, privileges and emoluments appertaining, and of right belonging to justices of the peace for this state.

Received from the house of representatives, by the hand of Mr. Campbell, their principal clerk of the house of representatives, enrolled bills of the following titles, signd by the speaker of the house of representatives, (to wit.)

An act for the relief of William Townsend, and

An act to alter the name of the town of Maryville in the county of Wilson, and for other purposes.

Ordered that the said enrolled bills be signed by the speaker of the senate, and deposited in the office of the secretary of state.

Mr. Blair introduced a bill to restore Moses Musgrove to his former privileges,

Which was put upon its first reading in this house and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line,

Was taken up, and an amendment offered by mr. Brown in the room and stead of the 3d, 4th, 5th, and 6th sections of the bill, which sections contemplated dividing all that tract of country lying south and west of the congressional reservation line into sections of—— miles square, which amendment was received.

On motion of mr. Maury, the said bill was ordered to lie on the table until to-morrow.

Mr. Douglass from the committee of propositions and grievances made the following report, with which the senate concurred, (to wit.)

The committee of propositions and grievancees have had under consideration the following petitions, and adopted resolutions thereon.

A petition of William Clay of Grainger county, praying the passage of a law authorising the circuit court to settle his accounts, as commissioner of the town of Rutledge.

A petition of William Hendry, praying that his two illegitimate children, Thornton and Joseph Grubs may be changed to Thornton and Joseph Hendry, and make them his legitimate heirs.

A petition of the justices of the peace of Humphreys county, praying permission to lay a tax sufficient to pay jurors of said county.

A petition of sundry citizens of Williamson county, praying to be attached to the county of Rutherford.

A petition of sundry citizens of Morgan county, praying the passage of a law prohibiting citizens of other counties (not free holders of said county,) from driving stock into said county.

A petition of sundry citizens of Rutherford county in behalf of the heirs of Lettuce Little.

Resolved, That the prayers of the petitioners aught to be granted.

The committee have also considered a petition of sundry citizens of Humphreys county, praying that William Combs may be permitted to hawk and peddle without licence.

A petition of sundry citizens of Rutherford county, praying that John B. Parsons be permitted to hawk and peddle without licence.

A petition of Alexander Brown, praying that the fees to an office created in Greene county for the purpose of receiving papers of the justices of the peace may be enrolled.

A petition of sundry citizens of Bedford county, praying that the administrators of John Mason de-

ceased, may be permitted to sell the real estate of said Mason for the benefit of his heirs.

Resolved, That the prayers of the petitions aught not to be granted.

EDWARD DOUGLASS, Chairman.

Mr. Maury introduced a bill to limit more difinitely the fees of clerks in certain cases.

Which was read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill to establish the seat of Justice in Marion county.

Was read the second time, amended and passed.

A bill to change the proprietors of a toll bridge across the north fork of Holston river.

Was taken up on its third and last reading in both houses.

Mr. Williams offered an amendment to the said bill, which was received.

Ordered, That the clerk acquaint the house of representatives with the said amendment, and request them should they agree to said amendment, to send two of their members to see the same made.

A bill for the relief of millers, and

A bill to alter the name of Elizabeth Cowen, and

A bill for the relief of Joseph Franks,

Were severally put upon their second reading in this house passed.

Received from the house of representative;

A bill for keeping in repair the turnpike road from Sparta in the county of White, to the intersection of the Cumberland turnpike road, at or near Daddy's creek.

A bill more effectually to prevent obstructions to the navigation of the rivers in this state.

A bill for the relief of Willoughby Williams deceased.

A bill to recommend to the citizens of the state of Tennessee, to vote for or against a convention at their next election in August, 1821.

A bill to establish the seat of justice of Lawrence county.

A bill supplementary to an act passed the 24th of November, 1817, entitled, "an act to provide for opening the navigation of the rivers therein mentioned."

A bill to establish a town at the mouth of the Saline creek, in Stewart county,

Which bills were severally put upon their first reading in this house passed.

A bill supplemental to an act passed at Nashville October 13th 1815, for the relief of such officers or persons as did proceed to press arms during the late war.

A bill to prolong the time for opening and clearing out lick creek.

Were both read the second time and passed.

A bill to increase the compensation of jurors in this state, and for other purposes.

Was taken up on its third reading.

Mr. Douglass moved to strike out the second section of the bill, which reads thus:

"Sec. 2. *Be it enacted*, That when any tatesman may be summoned as a juror, and be detained thereby for the space of one day or longer, he shall receive at the rate of one dollar per day, for so long as he may be detained."

Upon the question for striking, the yeas and nays being required, it was determined in the negative, there being yeas 7, nays 11.

Those who voted in the affirmative are,

Messrs. Blair, Bunch, Douglass, Harris, Maury, Miller and Standifer.

Those who voted in the negative are,

Messrs. Speaker, Atkinson, Brown, Edmiston, Huntsman, Lowry, *Mc*Means, Reynolds, Seawell, Wallace and Williams; and so the said second section was not stricken out.

The bill was then amended & passed its third reading

A bill to authorize Joseph Hinkle to build a set of mills on Elk river.

A bill for the benefit of John M'Clish and,

A bill for the relief of Philip Philip's heirs and Michael Campbell.

Were severally read the third and last time in both houses passed, and

Ordered, To be engrossed.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, October 29, 1819.

The house met according to adjournment.

Mr, Miller withdrew for amendment, a bill regulating certain proceedings at law.

Mr. Keith who had withdrew for amendment, a bill to dispose of the lands lying between the rivers Highwassee and Tennessee and north of Little Tennessee river, returned the same with a proposed amendment, which together with the bill was

Ordered to lie on the table.

Received from the house of representatives the following message of concurrence, (to wit,)

The house of representatives concur in the amendment by you proposed to a bill, to change the proprietors of a toll bridge across the north fork of Holston river.

Messrs, Massingill and Lock, will see the amendment made.

The bill as amended was then put on its third and last reading in both houses, passed, and

Ordered, to be engrossed.

Mr. Wallace who had withdrawn for amendment a bill to incorporate the inhabitants of the town of Carthage, in the county of Smith, returned the same with a proposed amendment, which was received.

Mr. Huntsman offered an amendment in a thirteenth section, in the room and stead of the thirteenth section of the bill, which was received.

The said bill being on its third and last reading in both houses.

Ordered, That the clerk acquaint the house of

presentatives with the proposed amendment and request that body (should they agree to the said amendments,) to send two of their members to see the same made.

Received from the house of representatives, a bill to establish a new county north of Wayne county, west of Hickman and south of Humphries counties.

Ordered, That Mr. M'Means have leave to withdraw the said bill for amendment.

A bill for the relief of Robert Maury, of Hickman county, was read the third time and passed.

Received from the house of representatives, a bill for the relief of Jones Vinson.

A bill for the relief of Lot Hazard, which were both read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives, a bill to amend the laws in force authorising a change of venue, which was read the first time, and,

On motion was referred to the judiciary committee.

A bill to amend the penal laws of this state and to establish a jail and penitentiary house therein, was taken up, and

On motion of *Mr.* Brown, the said bill was

Ordered, to lie on the table until the first day of January next.

On the question for laying the bill on the table the yaes and nays being required, the vote stood thus.

Yaes 11—nays 9,

Those who voted in the affirmative are

Messrs, Speaker, Atkinson, Brown, Douglass, Edmiston, Harris, Huntsman, *M'*Means, Reynolds, Seawell and Wallace.

Those who voted in the negative are

Messrs. Blair, Bunch, Gass, Keith, Lowery, *Maury*, *Miller*, Standifer and *Williams*.

Mr. Huntsman submitted the following resolution which was

Ordered, To lie on the table.

Resolved, That it is recommended to the good people of this state, to instruct their representative to the next general assembly to vote for or against the establishment of a penitentiary in this state.

A bill to authorise the drawing of a lottery for the benefit of Bradley Academy and the Murfreesborough Female Academy in the county of Rutherford:

Was taken up on its second reading and upon the question shall this bill pass its second reading, the yaes and nays being required, it was determined in the negative,

There being yaes 8, nays 11.

Those who voted for the passing of the bill are,

Messrs. Speaker, Atkinson, Blair, Douglass, Gass, Harris, Lowry and *Williams*.

Those who voted against it are,

Messrs. Brown, Bunch, Edmiston, Huntsman, Keith, Miller, M'Means, Reynolds, Seawell, Standifer and Wallace, and

So the said bill was rejected.

A bill to authorise persons to commence and prosecute a suit at law upon any lost bonds, obligations or instruments of writing therein mentioned, was read and on motion of Mr. Keith,

Ordered to lie on the table.

A bill to authorise the drawing of a lottery to build a *Masonic* Hall in Winchester, was taken up and on motion of Mr. Lowry was

Ordered to lie on the table until Monday next.

Received from the house of representatives,

A bill to provide for the payment of the state and county tax, which on motion of Mr. M'Means was

Ordered, to lie on the table.

Received from the house of representatives,

A bill authorising the surveyor general south of the rivers French Broad and Holston, to complete the surveys therein mentioned,

A bill to appoint additional trustees for Duffield Academy, in the county of Carter,

Which were both read the first time and passed.

A bill for the benefit of Michael Fisher,

A bill to authorise the sheriff of Warren county, to advertise lands in some paper printed in Nashville or Murfreesborough, and for other purposes. And,

A bill to limit more definitely the fees of clerks in certain cases.

Were read the second time and passed.

A bill for the relief of the heirs of Nathaniel Taylor deceased, was read the second time amended & passsd.

Mr. Brown who had withdrawn for amendment a bill providing further time for the registration of grants in this state and for other purposes returned the same with a proposed amendment which was received, and

The bill as amended put on its first reading in the senate, and passed.

A bill ratifying and confirming the line run and marked between the states of Tennessee and Georgia, in the year 1818,

Was read the second time and passed.

A bill to amend an act passed at Knoxville on the 4th of December 1807; entitled, "an act to direct the duty of clerks and sheriffs in certain cases therein mentioned and for other purposes.

Was read the third time and passed.

Received from the house of representatives by the hand of mr. Tipton their assistant clerk the following message (to wit.)

The house of representatives concur with the amendment by you proposed to a bill to incorporate the inhabitants of the town of Carthage in the county of Smith; mr. Hughes and M'Alister will see the amendment made.

The bill as amended was then put upon its third and last reading in both houses, passed and

Ordered, To be engrossed.

Received from the house of representatives—

A statement of the situation of the branch bank of the state bank located at Jonesborough.

Which was referred to the committee appointed to

examine and report on the situation of the different banks and their branches in this state.

Received from the house of representatives by the hand of mr. Campbell principal clerk of the house of representatives, enrolled bills of the following titles signed by the speaker of the house of representatives. (to wit.)

An act for the benefit of John M'Clish.

An act for the relief of Philip Philip's heirs and Michael Campbell.

An act to authorize Joseph Hinkle, to build a set of mills on Elk river, and

An act to authorize the commissioners herein appointed for the town of Vernon in the county of Hickman, to make deeds to lots sold by the former commissioners for the county aforesaid.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

A bill to alter the name of Elizabeth Cowin to that of Elizabeth White.

Was read the third and last time in both houses, passed and

Ordered, to be engrossed.

On motion of mr. Huntsman,

Ordered, That the following reasons of himself and others, be spread upon the journals of the senate (to wit.)

The undersigned think proper to spread the following as their reasons for voting against the Penitentiary bill.

They deem it a principle incorrect in itself to pass laws which shall not take effect until after the session of a succeeding legislature as in their opinion it would in some degree be invading the powers and privileges of a succeeding legislature and forestalling the opinions of that body and furthermore it would be giving the state to considerable expence in passing, printing and publishing laws which are not to be acted upon which never would be, as the subsequent

legislature would be as competent to pass the law as the present one, and their sessions must necessarily take place before the present bill is to take effect. They also believe the principle adopted in said bill to execute an individual for murder, and inflict confinement only for Arson and Rape is abhorrent to the feelings of society and introductive of regulations in criminal jurisprudence that are destructive and pernicious to a well regulated community.

ADAM HUNTSMAN,
DAVID WALLIS,
H. G. HARRIS,
R. WEAKLY,
W. SEAWELL,
BEN. REYNOLDS,
J. ATKINSON.

A bill for the relief of millers was taken up on its third and last reading in both houses.

Mr. Miller, offered an amendment to the bill which was received.

Ordered, That the clerk do by message acquaint the house of representatives therewith and request that body should they agree to the same to send two of their members to see the amendment made.

A bill making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the Congressional reservation line.

Was taken up on its first reading amended in various parts and passed.

Mr. Lowry introduced a bill for the relief of the citizens therein alluded to.

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Received from the house of representatives—

A bill to repeal an act entitled an act prescribing what shall be legal probate of deeds of conveyance of lands and mortgages, where such probate shall be made without the limits of this state and within the

limits of the United States and for other purposes, passed at Knoxville the 26th of October 1797.

Which was read the first time and passed.

Received from the house of representatives the following resolution with which the senate concurred.

The house of representatives have adopted the following [illegible] and ask your concurrence.

Resolved, That our senators in congress be instructed and our representatives requested to use their [illegible] to procure the passage of a law to secure [illegible] by the officers and soldiers [illegible] and prosecuting the war in [illegible] against the Seminole Tribe of Indians.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 30, 1819.

The house met according to adjournment.

Mr. Seawell from the committee of enrolled bills, reported that the committee had examined enrolled bills of the following titles, and found the same to be truly enrolled, (viz,)

An act to prevent the abatement of suits in certain cases.

An act to appoint commissioners to superintend the opening and completing a road from David Fraziers in the county of Sevier to the top of the Smoakey mountain at Porter's Gap, and

An act to amend an act entitled an act to provide for opening and keeping in repair that part of the road leading from Virginia and North Carolina to Kentucky, which lies between the cross roads at the place called Lean's station in Grainger county and the ford of Sycamore creek in Claiborne county, passed November 14th 1815.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Mr. Seawell introduced a bill for the relief of the heirs of Hezekiah Cartwright, deceased.

Mr. Douglass, a bill to alter the name of Trophonius James Cage Winchester.

Which were both read the first time and passed,

Ordered, That the said bills be sent to the house of representatives.

Mr. Miller who had withdrawn for amendment, a bill regulating certain proceedings at law returned the same with a proposed amendment, which was received and the bill as amended put upon its second reading in the senate, and passed.

Mr. M'Means who had withdrawn for amendment, a bill to establish a new county north of *Wayne* county, west of Hickman and south of Humphreys county, returned the same with a proposed amendment, which was received and the bill as amended put on its first reading and passed.

Mr. Huntsman, from the judiciary committee made the following report with which the senate concurred (to wit.)

The committee on the judiciary system having had various propositions submitted to their consideration, and having proceeded to the performance of their duty enjoined on them, beg leave to report that a bill together with a resolution submitted to them by an order of the house of representatives recommending a repeal of the act of assembly establishing a quodram court, is unreasonable.

They have furthermore acted on the proposition to raise the salary of the judges of the supreme court to $2000 per. year, and of the circuit judges to $1500 per annum.

Also the proposition to repeal or modify the laws on the subject of changing the venue of causes in the circuit court.

Also a proposition to compel parties in a court of chancery to take their deposition in writing without compelling the attendance of witnesses it.

Also a proposition to establish a seventh judicial

circuit south and west of the fifth and sixth circuits.

Also an additional circuit in East Tennessee.

All of which they beg leave to report favorable and recommend the same to be adopted.

ADAM HUNTSMAN, Chairman.

Received from the house of representatives the following message of concurrence.

The house of representatives concur with the amendment by you proposed to a bill for the relief of millers.

Messrs. Mitchell and Anderson will see the amendment made.

The bill as amended was then put on its third and last reading in both houses, passed, and

Ordered to be engrossed.

Mr. Campbell, principal clerk of the house of representatives, handed in at the speakers table enrolled bills of the following titles, signed by the speaker of the house of representatives, (to wit.)

An act for the relief of Robert Maury of Hickman county.

An act to incorporate the inhabitants of the town of Carthage, in the county of Smith and for other purposes.

An act to alter the name of Elizabeth Cowin, daughter of Margaret Cowin of Sumner county, to that of Elizabeth White.

An act to change the proprietors of a toll bridge across the north fork of Holston river.

Ordered That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

Mr. Standifer from the committee appointed to revise the militia laws of this state, reported

A bill to revise and amend the militia laws of the state of Tennessee.

On motion, Mr. Reynolds obtained leave to withdraw the said bill for examination.

Mr. Huntsman, who had withdrawn for amendment a bill to authorise Spencer E. Gibson to open and es-

tablish a turnpike road, returned the same with a proposed amendment, which was received.

On motion the words "and for other purposes," were *Ordered*, to be added to the title of the said bill.

The bill as amended was then put on its first reading and passed.

A bill to dispose of the lands lying between the rivers Highwassee and Tennessee and north of Little Tennessee, was taken up and read.

The amendment proposed to the said bill by Mr. Keith, was also read and

Ordered, together with the bill to lie on the table until Monday next.

Mr. Williams submitted the following resolution for the purpose of ascertaining the sense of the Senate as regards the compensation which the surveyor General, of the Cherokee country, lately acquired by treaty, shall receive for his services, which was ordered to lie on the table.

Resolved, that the surveyor be entitled to receive as fees for his services, the sum of two dollars for each & every mile, by him run and marked.

Received from the House of Representatives, by the hand of Mr Tipton, their assistant Clerk, the following message, (to wit:)

The house of representatives have taken up on its third and last reading, a bill to amend an act passed at Knoxville, the 4th of December, 1807, entitled an act to direct the duty of clerks and sheriffs in certain cases therein mentioned, and for other purposes."

And propose amending the same by adding the section in possession of the clerk of this house—should you agree to said amendment, please send two of your members to see it made.

Ordered that the said bill and proposed amendment, lie on the table until monday next.

Mr. M'Means, submitted the following reasons, explanatory of a vote by him given, to lay a penitentiary bill on the table until the first day of January 1820,

which were ordered to be entered on the journal of the senate.

Penitentiary bill.

On a subject so deeply interesting to the public liberty and happiness, as an entire and radical change in the criminal jurisprudence of the country and the establishing of the system without limit in its expenses, would seem to require after an appropriation of twenty thousand dollars of the revenue of the state; that such a site should have been selected for the jail and penitentiary house, by the representatives of a free and enlightened people, as would have lessened, and not increased the great burthen of taxation. As a legislator, I avow, and act upon principles averse to any local or sectional feelings, but from the flourishing condition of the western end of this state, from a rapidly increasing population, it seemed to me that the best interest of Tennessee, forbade the penitentiary being fixed at Knoxville: nay, I deemed it a mortal wound inflicted on the prosperity of the institution: for its foundation rock would scarcely have been laid, and the the twenty thousand dollars appropriated by the bill expended, before the western population at present, double the number of the eastern, would have demanded a removal of the institution, to a more central, and certainly a more suitable place, to the existing condition of its inhabitants:—From this view and I honestly esteem it correct, the important appropriation in the bill would have been entirely thrown away; would have been lost forever to the country—Over and above these considerations the plan of the penitentiary was entirely too small and circumscribed for the growing population of the state and seemed to me as if we were erecting a wretched and limited dungeon, to increase, rather than diminish the miseries of mankind.

JAMES R. M'MEANS.

Mr. Seawell, introduced a bill to authorise the county courts to appoint a committee of their own body for the purpose of examining into the state and condition of persons applying as paupers.

Mr. Brown, a bill the better to define the limits of Humphreys county.

Which were both read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives—

A bill to prevent fraud in the manufacturing and sale of flour.

A bill for the relief of Obediah Gowing.

A bill for the relief of the citizens of Morgan county.

A bill for the relief of Elizabeth Walker.

A bill concerning the payment of the state tax, on law process.

A bill to incorporate the inhabitants of the town of Pulaski, in the county of Giles. And,

A bill for the relief of Benjamin Poyzer.

Which bills were severally put upon their first reading in this house and passed.

A bill to regulate the duties of the circuit judges.

A bill to refund to the administrator of William Alexander, deceased, monies expended by him for the use of the state.

A bill to appoint additional trustees for Duffield Academy, in the county of Carter.

A bill for the relief of of Samuel King and John B. Pendergrast.

A bill to define the duty of clerks in certain cases, and for other purposes.

A bill to restore Moses Musgrove to his former privileges.

A bill to establish a town at the mouth of Saline creek, in Stewart county. And,

A bill for the relief of James Vinson,

Were severally put upon their second reading in this house and passed.

A bill for the benefit of Michael Fisher.

A bill for the relief of the heirs of Nathaniel Taylor deceased, and

A bill to prolong the time of opening and clearing outlick creek,

Were severally put upon its third reading in this House and passed.

A bill to establish the seat of justice of Marion county.

A bill for the relief of Joseph Franks,

A bill ratifying and confirming the line run and marked by the commissioners between the states of Tennessee and Georgia, in the year 1818, and

A bill to authorise the sheriff of Warren county to advertise lands in some paper printed in Nashville or Murfreesborough, and for other purposes.

Were severally read the third and last time, & in both houses passed.

Ordered, To be engrossed.

Mr. Huntsman from the judiciary committee, returned "a bill to amend the laws in force authorising a change of venue."

Which bill had been referred to that committee, and obtained leave to withdraw the said bill for amendment.

Mr. Gass withdrew for amendment,

A bill for the relief of Sherwood P. Record, and for other purposes.

Mr. Huntsman who had withdrawn for amendment a bill to open and establish a turnpike road from a point at or near Walls, on Piles's turnpike road, to intersect the Cumberland turnpike road between Robert Johnson's and the standing stone; returned the same with a proposed amendment, which was received. The words "Walls," in the title to the said bill was stricken out, and the word "Davidsons" inserted in lieu thereof.

The bill as amended was then put on its second reading and passed.

A bill to tax hawkers and pedlers, was taken up and on motion of Mr. Standifer,

Ordered, That the said bill lie on the table.

A bill to provide for the payment of state and county tax, was taken up, and on motion of mr. Mc. Kean,

Ordered, That the said bill be referred to the committee on revenue.

The house adjourned until Monday morning 9 o'clock.

MONDAY, November 1, 1819.

The house met according to adjournment.

Mr. Maury submitted the following resolution which was,

Ordered, To lie on the table.

Resolved, By the senate and house of representatives, that the secretary of state be directed to furnish the public printer with an attested copy of a bill entitled, "a bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein.

Introduced at the present session of this general assembly, and which by an order of the senate, has been laid on the table until the first day of January next, and that the public printer be directed to publish the same by attaching one copy thereof to each copy of the acts of the present session of the general assembly.

Mr. Huntsman from the committee on the boundary line between this state and the state of Kentucky, made the following report, which was read, concurred with, and

Ordered, To be entered on the journal.

The committee to whom was referred so much of the Governor's message, as relates to the dispute existing between this state and the state of Kentucky, in regard to the boundary line between said states, having the same under consideration, beg leave to report the following facts and circumstances, as being connected with, and operating upon that subject. And although they have necessarily been compelled to examine voluminous documents, and to consult divers authorities to enable them more fully to illustrate the subject, yet they hope their time has not been unprofitably employed, and that the following statement may be useful to the legislature.

On the 30th of June, in the year of our Lord 1665,

King Charles the second, granted his charter to the Lords proprietors, extending north and eastward as far as the north end of Currituck river or inlet, upon a strait westwardly line to *W*yonock creek, which lies within or about the degree of 36 degrees 30 minutes northern latitude.

Mr. Jefferson in 1781, describes the line of Virginia, as on the Mississippi in latitude 36 degrees 30 minutes north, and says it was settled by actual location by consent of both parties. All rights set up or existing in Virginia, to any part of North Carolina, South Carolina or Maryland, were given up by the state of Virginia, in 1776, in January 1779, see ch. 16; it was agreed between both parties Virginia and North Carolina, that the commissioners were to begin at the end of the line last run by public authority. They were to run due north, or due south, into the latitude of 36 degrees 30 minutes; and thence due west to the Tennessee or Ohio; and the commissioners from both sides (to wit.) *W*alker and Henderson run said line from the point of beginning on the Cumberland mountain, near the Cumberland gap, previous to the month October 1779, as may be seen by an act of Assembly of North Carolina, ratifying the same on the 10th of *M*ay 1779, chap. 19; Walker the Virginia commissioner, run the said line on to the Tennessee river. By act of Virginia of 1779, chap. 16, sec. 3, the lands allotted for their officers and soldiers is stated to have been reserved by a resolution of the general assembly, and is described thus: Bounded by the Green river, and south eastward from the head thereof, to the Cumberland mountain, with the said mountain to the Carolina line, with the Carolina line to the Cherokee or Tennessee river, with the said river, to the Ohio river, and with the Ohio to the said Green river, until the further order of the general assembly. In Nov. 1779 ch. 19. The assembly of Virginia, reciting that a considerable part of the tract of country allotted for the officers and soldiers, by an act of assembly, entitled an act for establishing a land office, &c. hath upon the extension

of the boundary line between this state and North Carolina, fallen into that state, &c.

It is therefore enacted, that all that tract of land included within the rivers Mississippi, Ohio, Tennessee and the Carolina boundary line, shall be established in lieu of such lands so fallen into the said state of North Carolina, &c.

In 1789, the state of North Carolina agreed to cede all lands within the chartered limits, and west of the dividing line between that state and the ceded territory. And on the 25th of February, 1790, the senators from North Carolina ceded the same by deed, then executed in the senate chamber, on the 18th of December, 1789, ch. 53.

The Virginia assembly gave leave to elect members for a convention of Kentucky, to meet on the 26th July, 1790, to decide upon the expediency of erecting Kentucky into an independent state. They formed a convention for Kentucky, on the 19th of April, 1792, and by article 8, s. 6, of that constitution all laws were in force in the state of Virginia, not inconsistent with this constitution, which are of a general nature, and not local to the eastern part of the state, shall be in force in the state of Kentucky, until they shall be altered or repealed by the legislature, and by section 7, their compact with Virginia, is declared to be part of that constitution. On the 7th of December, 1791, ch. 55, the assembly of Virginia having received official information that the legislature of North Carolina had resolved to establish the line commonly called Walkers line, as the boundary between North Carolina and Virginia, therefore they enacted, that the line commonly called and known by the name of Walkers line, shall be and is hereby declared to be the boundary line of this state. And in section 2d, they enacted, that in all courts of law and equity within Virginia, the claims for lands lying between the line commonly called Walkers line, and the line commonly called Hendersons line, shall be decided in favor of the oldest title, whether derived from Virginia or from the state of North

Carolina. On the 18th of January, 1800, the assembly of Virginia reciting that commissioners appointed to ascertain and adjust the boundary between this state and Kentucky, in conformity to the act of seperation, have proceeded and reported, &c. To begin at the point where Carolina, now Tennessee line, crosses the top of the Cumberland mountain, near Cumberland gap, thence north eastwardly, &c. And the surveyors also reported on the 2nd November, 1789, that they had run the same beginning at a red oak, white oak and two pines, marked V. K. on each, standing on a high cliff, where the said west or Russell's fork of Sandy, runs through the said Cumberland mountain, near the mouth of a branch, thence, &c.

On the 12th December, 1799, ch. 167, the same boundary is described and established by the assembly of Kentucky.

On the 13th November, 1801, commissioners were appointed to settle the line between Virginia and this state. This was done, and the result ratifyed by act of this state, passed, November 3, 1803, ch. 58.

In June 1792, the assembly of Kentucky, erected the county of Lincoln, beginning on the Elk Fork, at Little Baron river, thence a south course to the North Carolina line, thence along the said line to the Mississippi.

In November 1792, the assembly of Kentucky, erected Greene county; one part of its boundaries are, thence with the Lincoln line to Green river, thence a line south, 45 degrees east to the Carolina boundary, thence with the same to Logan county line, thence, &c.

On the 19th of December, 1796, the assembly of Kentucky erected the county of Warren, part of its boundaries are; thence a direct line to col. Dangans, so as to include him in the aforesaid county, thence a line to strike the Tennessee line so as to include a settlement, known by the name of the Georgia settlement in the said county of Logan, thence with the Tennessee line to the Cumberland river, &c.

On the 13th December, 1796, the assembly of Kentucky erected the county of Christian, part of the boun-

dary are; thence a straight line to one mile west of Benjamin Hardings, thence a straight line to the Tennessee line, where it crosses the Elk fork, thence along the said line to the Mississippi, thence &c.

On the 10th of December 1789, the assembly of Kentucky, erected the county of Pulaski, part of the boundaries are; thence to the aforesaid new county, east line taken from Greene, thence with said line south to the state line, thence along said line so far that a north line will strike the beginning.

On the 14th December, 1793, the assembly of Kentucky erected the county of Cumberland, part of its boundaries are; thence east to the Lincoln line, thence south to the state line, and with it to the Warren line thence, &c.

On the 20th December, 1795, the assembly of Kentucky erected the county of Barron, part of the boundaries are; thence with the Greene line to the Tennessee state line, thence with the same a due west curse so far that a due north course will strike the beginning.

On the 18th December, the assembly of Kentucky erected the county of Levingston, part of the boundaries are; the ridge dividing the waters of Little river and Eddy creek, and with the said ridge to Cumberland river, thence a south course to the Tennesse state line, thence with the same to the beginning.

On the 19th December, 1799, the assembly of Kentucky erected the county of Knox, beginning where the Pulaski line strikes the Tennessee line, and with said Tennessee line east to the top of the Cumberland mountain, thence along the said mountain, &c.

On the 19th, 1800, the assembly of Kentucky erected the county of Wayne, part of the boundaries are; thence to the top of the poplar mountain, thence with the same, until it intersects the state line, thence east with said line so far that a nothern line will strike.

In February 1797, on the 25th day of said February, the assembly of Kentucky passed an act entitled an act containing so much of every act or acts as ascertain the boundary of the state, and of the several coun-

ings. And in the act, they relate the counties bounded on the state line, and in it they mention some counties which call for the North Carolina line.

On the 14th December, 1861, the assembly of Kentucky passed an act to run the boundary line according to the chartered limits of the state of Virginia and North Carolina, and on the 22d of December, 1892, the assembly of Kentucky repealed this law, because they said it did not appear to them that any charter ever was granted describing the limits of the last mentioned states respectively. The further proposals made on either side relative to the boundary line appear in the acts of this state.

With respect to the terms upon which the boundaries have been extended between North Carolina and Virginia in times past; see the act of North Carolina, 3, 1779, ch. 19, upon the extension of the boundary line, a few weeks before the commencement of their session, which was on the 13th of October, 1779, many settlers also supposed themselves to be in Virginia, had not therefore entered in the proper offices in North Carolina, therefore it is enacted that all such settlers shall have further time, &c. And all entries made upon their claims previous to this day, shall be void. By another act passed in 1780, in the month of September, lands patented and surveyed in Virginia, upon the supposition that they were in Virginia, but discovered by the extension, to be in North Carolina, were protected against intrusion. And entries made upon them in North Carolina offices, were declared void in the month of September, in the year 1781. In February 1781, it was continued. And in 1782, ch. 14, they confirmed certain patents under the above circumstances, but so as not to prejudice older patents for the same lands issued by the state of North Carolina. The act was drawn so as to be founded on principles advanced and much insisted upon by a memorial of the Virginia Legislature, expressed with much eloquence and force of argument, by two distinguished citizens of Virginia, sent forward by the legislature.

Mr. John Taylor of Carolina, in 1779 or 1780, and Mr. Hardy in 1782. The preamble expresses the principles contended for in the memorial, (to wit.) And although it is consonant to justice, to custom, and to the obligations of federal union, that titles to such lands should be established in this state, &c. And in 1791, ch. 53, wherein the assembly of Virginia confirmed *Walkers* line. They declared that in all courts of law and equity in that state, the claims for lands lying between the line commonly called Walkers line, and the line commonly called Hendersons line, shall be decided in favor of the oldest title, whether derived from this commonwealth or the state of North Carolina. The same magnanimous and just sentiments were entertained by the assembly of Kentucky in their act of the 14th of December, 1801: in that act they say, if any lands claimed under titles derived from the state of Tennessee, shall be found on running the said line as before mentioned to be within the limits of this commonwealth, all such claims shall as soon as a similar and reciprocal law shall be passed by the legislature of the state of Tennessee, on behalf of persons claiming lands lying in the said state, under titles derived from this state be as valid as if derived from this commonwealth. The subsequent acts passed by the state of Tennessee, never departed from this federal and friendly principle, as a recurrence to them will amply demonstrate, 1803, ch. 68, s. 2, 1809, ch. 7, 1811, ch. 76, 1812, 1817, ch. 146; North Carolina and Virginia, could well determine by the law of 1791, upon Walkers line.

It cannot be said to be a void act; because not assented to by Tennessee, for the latter was no way concerned in the agreement then made between North Carolina and Virginia. North Carolina had opened an office and appropriated by grants the lands south of *Walkers* line, to the satisfaction of the claims of her officers and soldiers. In this view of the case alone, she was a material party, and the contract between her and Virginia, was an operative and a subsisting one.

The law of Virginia of 1791, was properly incorporated in the Kentucky code, in Litt's as a part of the land laws of Kentucky, and in the Virginia code, revised and retained by commissioners acting under the authority of the legislature. It was inserted in the Kentucky code, because it operated as a barrier to all entries and appropriations in the Kentucky offices south of that line. And why was it retained in the Virginia code, page 548; if not obligatory on Tennessee, it must have been retained because it was at least obligatory on Kentucky, being a general law enforced by her constitution and in force at the time of its formation in April 1792, declarative of her southern boundary. Virginia by her repeated declarations, in her acts of 1781 and 1791, had demonstrated what she supposed to be her southern boundary. In 1800, she in fixing the boundary between her and Kentucky, began at marked trees, in what she supposed to be the southern boundary line, near Cumberland gap; she has spoken of it as crossing Cumberland at a certain point, and as intersecting Tennessee at a place which interfers with the tract allotted for her army. She has referred to Walker's line, for there was none other which crossed near Cumberland gap, none other which divided the tract allotted for the soldiery, and having referred to this line, which she and others reputed to be the line, she thereby makes it the real one; no matter where the mathematical line of 36, 30, really is. 1, John. cases 48; another rule of law is, that natural objects called for shall control course, distance and mathematical precision, and another rule is, that boundaries long acquiesced in, are not now to be disturbed, 1 John. cases, 66, 2, New York cases in error 212, 2, New York term reports, 201. 2, New York term reports, 367, 201, 1 call 438, 3 call 242, 1 Johnston's cases, 852, 1 vezs. 448, 454.

Had Kentucky been perfectly silent on this subject, the acknowledgements of Virginia, under which state her claim is derived, she would have been bound by those acknowledgements made previous to the separation; namely those contained in acts 1781, 1788, 1791.

See Littell, vol. 1. 411, 432, 445, 463. This a rule admitted in all the states in the union, 1 Salk. 286, 4 Mad. 140, 1 Salk. 279, Hard. 22, Ht. 112, 2 Atk. 175, 5 Johnston, 412, 4 Johnston, 140, 230, 2 C. D. chancery, T. 4, 5, 4, C. Devidence, ch. 4, 1 Dall. 64, 193, 2 Dall. 93, 2 Binny, 455, 2 Call. 275, 2 Hay. 278. If Virginia by her repeated admissions and declarations, could not have disputed Walkers line, had she never consented to the independence of Kentucky; no more can Kentucky, though that separation hath taken place.

The evidence which bore upon Virginia, equally bears upon her. But is this all? Has not Kentucky herself declared on various solemn occasions, that Walkers line is her southern boundary, under the compact made between her and Virginia preparatory to the independence of Kentucky; what has she said in the first acts of her legislature, in June 1792, when was the first session of her first legislature; what has been the southern boundary of Lincoln ever since its erection; for there is the North Carolina line spoken of in her act for the erection of that; did it not begin on the Kentucky corner mentioned in the act of Virginia of the 13th of December, 1800; did it not cross Cumberland at the mouth of the creek where Walkers line crossed it; and wherever in Walkers report made to the assembly of Virginia, a natural object is mentioned, as crossed or touched by his line; are not the same objects by the laws of Kentucky crossed or touched at the same points, by the southern boundaries of their counties; has any county of Kentucky ever extended south of that line; and in their acts of assembly establishing these counties and their boundaries; do they not call the southern boundary the state line, the North Carolina line, or the Tennessee line, and are not the centres of these counties ascertained by counting from Walker's line, north as the boundary of these counties; the acts reciting where their courthouses shall be placed, will, it is presumed manifest this suggestion most unequivocally. Where did the Warren south boundary line strike Cumberland river,

in 1796, when it was created, did it not strike the river previously at the same point where Walker's line struck: did not the legislature of Kentucky, in the act for erecting this county, call this boundary the Tennessee line; where did the southern boundary of Christian county cross the Elk fork? did it not cross previously at the same point where Walker's line crossed it, and thence to the Mississippi, mentioned as a boundary of Christian county, in 1796; was it not the same line that Walker ran as far as the Tennessee; what has been the southern boundaries of Pulaski, of Cumberland, of Warren, of Livingston, of Knox, and Wayne; Is not not Walker's line the actual southern boundary of all of them, and in all the acts for erecting these counties, has it not been called the state line, or the Tennessee line, or the North Carolina line; add these admissions to those of Virginia, and the acts of Virginia and Kentucky, in 1800, 2 vol. Littell, 276, 277, revised code of Virginia, 399, and the body of evidence which they form in support of Walker's line, will prove itself worthy of the highest consideration.

But if Kentucky could justly extend her claim of sovereignty to that line, which she supposes to be in 36 30 of nothern latitude, what are we to expect from her as to the ownership of the soil.

Her political existence derived from Virginia, her territorial rights have originated as well as her inhabitants from the generous and enlightened state of Virginia, which as it is not exceeded in patriotism or in affection for its sister republicks: So it will never be out done by any of them in their acts of self denial, which magnanimity requires. Nor will her descendents and brethren of Kentucky, sink at any time below her exhalted virtues; least of all to Tennessee, allied to her by nearness of situation and by a community of interests, by a commixture of inhabitants, and by a sameness of political ideas, which must forever render, them associates in war, and in peace, in the field and in national councils; Kentucky is too wise to weaken any of the bonds which bind together

the people of those states, for any advantage which the principles of federal union, and a proper regard to her own dignity will not authorize, whenever any extension of the line hath taken place between North Carolina and Virginia, or North Carolina and South Carolina, or North Carolina and Georgia, uniformly provision hath been made for the protection of private rights derived from that state, in whose territory the land shall be found, by the exclusion not to be. This was done in favour of Virginia, though no provision was made in the act directing the extension. See ch. 3, 1779, ch. 19, 1780, 1791, 1782, ch. 16; see also with respect to Tennessee, South Carolina and Georgia 1791, ch. 13, 1796, ch. 13, 1803, ch.

So the Pennsylvania legislature acted with respect to Connecticut claims, 4 dall. 263, Virginia; see her act of 1791, sec 3, revised code, page 51 made the like provision. Kentucky adopted the same liberal sentiment in the act of the 14th of December 1801, and in some subsequent acts, (this state also in the act 1803, ch. 63, and subsequent acts,) and if Kentucky has latterly been silent upon the subject, it is perhaps more correctly attributable to some intemperance manifested by the state of Tennessee, in their session of 1815; than to the relinquishment by Kentucky of purposes so suitable, both to her justice, her magnanimous character and that high sense of federal duty, which have uniformly marked her conduct hitherto. Here with particular effect may be considered the exact situation of Virginia and north Carolina in 1791. The act of Virginia of the 18th of December 1791, responsive to official information, received from North Carolina, and now to be found in the journals of North Carolina, in the years 1789, 1790 or 1791; and also in the Governor's letter book, kept in that state, as a ratification, as in and from the time of the North Carolina proposition to establish Walker's line. At that time Virginia had a land office or offices for appropriating lands in the north; and North Carolina notwithstanding, the cession act had offices open for the

priating lands on the south of Walker's line. The act of 1791, is regarded by both states as the *terminus ultra qua non*. It is enacted as a general law in the revised codes of Kentucky, it is spoken of in the county laws as the boundary; and in the North Carolina law of 1783, ch. 3, s. 7, and of 1783, ch. 52, Walkers line is considered as and called the Virginia line: So also in 1779, ch. 29. Also in the division of Sumner county 1786, ch. 32; also in erecting the county of Tennesssee 1788, ch. 28. In the law of Tennessee for erecting Jackson county, Walker's line is plainly referred to, and called the state line 1801, ch. 48, s. 2; in the erection of Montgomery county 1796, ch. 36, s. 1; it is referred to, and called the state line, and so of divers other counties since made, and expressly in 1804, ch. 6; 1812, ch. 58; admit for the sake of argument, that the act of Virginia of 1791, founded upon some previous resolution or act of North Carolina could not bind Tennessee by a declaration that Walker's line was the boundary; she could nevertheless bind Kentucky, who claims under after the act of 1791, was passed. And it would seem most assuredly, that she could agree with North Carolina, that the latter might convey to purchasers, all lands south of Walker's line; if it cannot be valid to all purposes yet valid *quantum videse potest;* it authorised North Carolina to grant all the lands relinquished by Virginia, by her act of 1791. If North Carolina after the cession act could not locate the boundary between the states of Tennessee and Virginia; she could locate the divisional line between her land offices and those of Virginia, being intended to keep open her land offices, and to grant land as before by the cession act of 1789, ch. 5, s. pat. 2. If in truth the boundary line of Tennessee, which is the latitude, 36 degrees, 30 minutes by the cession act; and the deed of cession made by the senators of North Carolina to the United States on the 25th of February, 1890; and the constitution of this state, article 11, sec. 32, still by the constitution respecting Walker's line, proposed by North Carolina, and acces-

ded to by Virginia, on the 13th of December 1791, all that tract of country which occupies the interval between what Kentucky now alledged to be 36 degrees 30 minutes; and *W*alker's line was properly the subject of their conventional functionaries. Admitting for arguments sake that 40 years acquaintance on the part of *K*entucky or Virginia, accompanid by repeated declarations of Virginia, North Carolina, Kentucky and Tennessee, that Walker's line was the state boundary, and cannot establish that line as this state's boundary, and that the natural law inscribed by nature and reason as proper to be advanced amongst confederated sovereignties, and adopted upon the subject of *usicaption* by all civilized nations. Judges ch. 11, v. 12, v. 16, Grotius b. 2, ch. 4, s. 6, vattell, b. 2, ch. 11, sec. 141, sec. 147; will be incapable of that result on he present occasion: yet it is to be justly expected that what custom has adopted between the states of the union and particularly between Virginia and N. Carolina, Kentucky and Tennessee, so abundantly proved by the references already made; will according to the judgment of the most enlightened men vattell b. 2, ch. 11, sec. 151, have its due weight in securing to individuals the titles which they have acquired under North Carolina and Tennessee. The state of *K*entucky, upon a full representation of all these circumstances, will not fail to perceive the correctness of this proposition, and perceiving will far less fail to hesitate concerning its practical adoption. *W*henever our views of this subject shall be fairly explained to her, and the ground of our dessent to her present claims shall be temperately laid before her; there is no doubt but that she will reflect upon them, and as of choice, what shall be proper for her to do on such an occasion. When brought to her remembrance that according to these equitable principles, which are every day acted upon both in her courts and ours; and in all the courts of this union, even an acknoweldged owner shall be preferred to a purchase to whom he hath not made known his title, whenever he is about to purchase from an-

tionised persons who has no title, which is precisely the case of every grantee under North Carolina and Tennessee, admitting the boundary to be where Kentucky now says it is, then she will no doubt renounce the intention to interfere with titles derived from North Carolina or Tennessee, for lands in that tract, which is between Walker's line, and that which they now declare to as being the real 36 30 of north latitude; and that such is the law will not be denied or disputed by any of the learned lawyers of that state, if even some of them should be inclined to dispute its application to this case. All the acts of Virginia and Kentucky before stated and referred to, are so many declarations at the several times when they were made and respectively enacted; to all those who has become grantees or appropriators under North Carolina and and Tennessee; that all the lands south of Walker's line did not belong to Virginia or Kentucky, and is far more injurious than a criminal silence, as it much more inspires a confidence that the purchases which they who made from North Carolina or Tennessee could never be disturbed by Virginia or Kentucky, that this a rule of equity founded in natural justice, and in all counties adopted and practised upon; see. fon. 151, selech ny. cases 58 2, brow. chancery reports 388, 1 vern. 136, 2 vern. 159, 379, 2 39, 1 ves. 95, 9 mod. 38, 2 E. C. A. C. 489, 1 brown ch. rep. 353, 1 powell on contracts 133, B. reports 102, 103, 1 ver. 6. 2. C. D. chancery 4, was. 28, 1 P. M. 393, 1 term. 762, 1 bro. ch. C. C. 50, 13 viner. 536. These authorities shew us the rule not to disturb possessors who come in under such circumstances; and much less after Walker's line has continued between the two states for forty years, since the time it was run, to this present day, the 1st of November, in the year of our Lord 1819; during the whole of which time indivers legislative acts of both states, it has been alluded and referred to, as the divisional line between them.

Although, however there is much reason to believe that an appeal to the justice of the union as adminis-

tered within the supreme court, would be successfully sustained upon these equitable principles so generally known and adopted, yet the honor of both states is concern d because of their intimate connection in evading the imputation that they are so much wanting in justice and amity towards each other, as to be unable to adjust by their own authority a dispute which seems to be involved in such few difficulties. The respect which we owe and which we mutually entertain for our sister state of the same years with ourselves, points to the propriety of one more attempt at amicable adjustment, a forensic controversy is significative of disunion and weakness, the effect of it, which we feel does not exist. A forensic controversy cannot be instituted without some imputation of injustice, nor without embittering in some degree, the agreeableness of that friendly intercourse, which it is our duty and our interest to maintain unimpaired and unsuspected. And fortunate indeed shall we be in case of a resort to legal adjudication, if in some stage of the proceedings, some such improper course of irritation shall not be produced as already we have reason to regret hath intervened in stages previous to the present. After a further attempt, should it be unsuccessful, we shall have the consolation to reflect that we have not left unobserved the respect to a sister state, which duty and the desire we have to preserve her esteem, have suggested to us.

Let us tell her with composure that 36 30 was our boundary by the declaration of rights by North Carolina, on the 18th of December, 1776, and by the cession act of 1789, ch. 3 s. 1, and by the constitution of Virginia, made in 1776. Though the two latter instruments in strickness, are capable of an interpretation more favorable to this state; and that in our estimation 36 30 has become long since identified with *Walkers* line; but 36 30 was not originally the boundary of Kentucky, unless identified with Walkers line; that *Walkers* line is the boundary of *Kentucky*, and that any adjustment with her about the position of 36 30 unless on or north of Walkers would be ineffectual,

since either Virginia or North Carolina would have a better right than herself to the intermediate territory south of Walkers line, and between that and 36 30 if its real position be to the south of Walkers line.

But indeed the keenness of research rendered active by a law suit between two states, might before the conclusion of the controversy discover and propose for adjustment other topics of not less difficult solution, than those which gave birth to the controversy. Might it not be inquired what are the chartered limits spoken of in the cession act of North Carolina, 1789, ch. 3 s. And which are the territories contained within the charters erecting the colonies of Maryland, Pennsylvania, North Carolina and South Carolina, which are by the Virginia constitution ceded, &c. on the 6th of May 1776; the direct and plain answer would be that the chartered limits of North Carolina, was on one side the 36th degree of north latitude, and on the other, an east and west line crossing the mouth of Wyonock creek, in whatsoever degree of latitude it might be; and that the territories contained within the charters erecting the colony of North Carolina, were all the lands in west Tennessee between these limits. The agreement in 1779, ch. 16, to run from the end of Churtan's line, either north or south, might be deemed only coextensive with the lines run pursuant to it, and if Walkers line be not one of them, then that agreement only operates upon the line east of Cumberland mountain, and the chartered limits on the west of that mountain must be a line extended due west from the mouth of Wyonock creek, which probably would be as much, if not more unfavorable to Kentucky than 36 30 as supposed to be ascertained by her commissioners, is to this state. The state of Tennessee, though far from designing any such claim, may yet point out the embarrassments which protracted litigation may beget, as dissuasive against all other modes of settlement, but that by amicable negociation, in which by a liberal treatment of the subject, every necessary provision may be made for all concerned, on advantages that cannot

be enjoyed in a law suit, where inflexible rules are to be applied, that cannot be accommodated to a peculiarity of circumstances, how necessary soever in the eye of equity such amendment may be. Your committee further represent that Kentucky cannot alone, without the concurrence of some other state, vestedly locate that line, even should it be allowed that her claim extends to it, and furthermore the confirmation of private titles, is by long usage amongst the American states and particularly with respect to Virginia and North Carolina a sort of common or natural law amongst them, which is always annexed as a condition to any law for extending the boundary line, which hath ever yet been passed, and cannot at this day be departed from, if not without injustice, at least not without some apprehension that, that state and those indiviuals who shall suffer by the omission, have been less considered than the merits of their respective cases entitle them to be, nor without sound degree of public regret, that individuals whose claims are less meritorious shall usurp their possessions, and the fruits of their honest labor at the same time.

Should it so happen that these topics shall be exhausted without effect, then we have a confident hope that the supreme court of the union will settle the controversy between us, pursuant to the principles before stated and in that event an immediate resort to that tribunal is recommended, both as to the sovereignty of the disputed tract and also as to the property of individuals in that territory, acquired under grants from North Carolina and Tennessee.

Your committee further state, it seems to have been understood in congress, that the supreme court must first be vested by the legislature, with powers to settle this dispute, before that court can act upon it, see, 3, Dall. 413, some of the judges of the supreme court seem to think alike dispute between the two states of New York and Connecticut was already within the jurisdiction of the supreme court, and see also 2, Dall. 419, 478. The judicial powers of the union extend to

controversies between two or more states, article 3, sec. 2. The judiciary act of 1789, ch. 20, does not extend in express words to a controversy between two states, and whether the omission was because the jurisdiction of the supreme court was supposed to be vested by the constitution, upon the appointment of that court by the legislature of the union; or because it was deemed useless to vest that power by legislative act at that time, & need not now be ascertained. This state ought to join in calling for such court, upon the legislature of the union, should the further negociation now contemplated prove fruitless.

Your committee therefore recommend a bill with such details as the nature of the controversy may require, and with such provisions for the procurement of able counsel, as the importance of this subject demands.

ADAM HUNTSMAN, Chairman.

Mr. Huntsman submitted the following resolution, which was

Ordered, to lie on the table.

Resolved, That fifty copies of said report be printed for the use of this general assembly, and our representation in congress, ten of which shall be deposited in the secretary's office.

Mr. Huntsman introduced a bill to adjust the boundary line between this state and the state of Kentuckey.

Mr. Weakley, a bill to repeal an act for restraining the taking excessive usury, passed at Edinton in the year one thousand seven hundred and forty-one.

Which were read the first time and passed.

A bill to lay off and establish seperate elections in this state at the places therein named.

Was taken up and on motion,

Ordered, To lie on the table.

A bill authorizing persons who have lost writing obligatory under seal to sue and recover on them on an action at law was read the third time and passed

Mr. Blair withdrew for amendment, a bill for keeping in repair the turnpike road from Sparta in the county of White to the intersection of the Cumberland turnpike road at or near Daly's creek, and returned the same with a proposed amendment, which was received, and the bill as amended put on its second reading and passed.

A bill supplementary to an act, passed the 24th of November 1817, entitled an act to provide for opening the navigation of the rivers therein named.

A bill to tax hawkers and pedlars,

Were both read the second time and passed.

Mr. Brown, introduced a bill to build a bridge across Red river near Clarkesville and to incorporate the subscribers thereto.

Mr. Gass, a bill supplementary to an act entitled an act to authorize William Houston, Jacob Baker and William Reynolds to keep a turnpike gate on the public road leading from Sheril's cove to the painted rock on French Broad river.

Mr. Weakley a bill to authorize and empower the counties herein after named to appoint thirty-seven jurors to attend the county and circuit courts in in manner prescribed by law as heretofore.

Which were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from his excellency the governor by the hands of the honorable Daniel Graham secretary of state the following communication.

Fellow-Citizens of the Senate, and
of the house of reperesentatives,

In obedience to your joint resolution of the 15th ult. I have the honor to state, that there is no record whatever in the executive office from which any information can be derived as to the number of land surveys containing six hundred and forty acres each, which have been laid off in the different counties in this state, for the use of schools.

I regret, that I am unable from any source to collect

the information required, and I know not of any document in which it is given, unless it may be found in the maps of the different surveyors districts prepared for the use of the state, these maps I am informed are now probably in the office of the register of East Tennessee.

JOS. M'MINN.

Executive office, Nov. 1st 1819.

Some difference of opinion having arisen as regards the rule of the senate on certain points of order.

Mr. Williams with a view to settle the same submitted the following resolution, which was,

Ordered, To lie on the table.

Resolved, That in the future practice of the senate it shall be correct when an amendment is offered for any other member to offer an amendment to the amendment first proposed at any time before the passing of the bill.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, November 2, 1819.

The house met according to adjournment.

Mr. Maury submitted the following resolution, in lieu of a resolution submitted by mr. Huntsman. And,

Ordered, to lie on the table on yesterday,

Which was adopted.

Resolved, That two hundred copies of the report of the committee on the northern boundary line be printed for the use of this general assembly, and our representation in congress, twenty-five of which shall be deposited in the secretary's office, and that the secretary of state be required to furnish the public printer with an attested copy of said report, and also, to examine and correct the proof sheet when it is put to press.

Mr. Huntsman introduced a bill to restore Jackson county to her constitutional limits,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill to dispose of the lands lying between the rivers Highwassee and Tennessee, and north of Little Tennessee, together with the amendment offered by mr. Keith was taken up. The said amendment being received, mr. Brown moved to fill the blank in the fourth section of the bill, so as to compel the purchaser to pay one fourth part of the purchase money at the time of purchase; upon the question, shall this blank be filled with one fourth the yeas and nays being required, it was determined in the affirmative—there being yeas 11—nays 8.

Those who voted in the affirmative are,

Messrs. Speaker, Atkinson, Brown, Bunch, Douglass, Edmiston, Maury, M'Means, Reynolds, Seawell and Wallace.

Those who voted in the negative are,

Messrs. Blair, Cass, Huntsman, Keith, Lowry, Miller, Standifer and Williams,

And so the said blank was filled with one fourth.

Mr. Brown then moved to strike out the sixth section of the bill, which provides that no one person shall purchase at the sales of those lands, more than six hundred and forty acres for himself, and three hundred and twenty acres for each of his children. And that each purchaser shall take and subscribe on oath at the time of sale, that he has not either by himself or any other person, purchased more land than by act of assembly he is authorised to do.

Mr. Williams moved for a division of the question.

The yeas and nays being required, the vote was then taken for striking out so much of the section as requires the purchaser to take on oath, The vote stood yeas 19—nays—0.

Mr. Harris being out of his seat, the vote was then

taken for striking out that part of the section which limits the purchaser to six hundred and forty acres for himself, and three hundred and twenty acres for each of his children. The yeas and nays being required, it was determined in the negative, there being yeas 7—nays 12.

Those who voted for striking out are,

Messrs. Speaker, Atkinson, Brown, Bunch, Edmiston, Maury and Reynolds.

Those who voted against it are,

Messrs. Blair, Douglass, Gass, Huntsman, Keith, Lowry, Miller, McMeans, Seawell, Standifer, Wallace and Williams.

Mr. Williams then obtained leave to withdraw the said bill for amendment.

Mr. Gass who had withdrawn for amendment a bill for the benefit of Sherwood P. Record, returned the same with a proposed amendment which was received; the title to the said bill being changed to "a bill to alter the name and make legitimate the persons therein mentioned.

The bill as amended was then put on its third reading in the senate, and upon the question, shall this bill pass its third reading, the yeas and nays being required, it was determined in the affirmative; there being yeas 14—nays 3.

Those who voted for the passing of the bill are,

Messrs. (Speaker,) Atkinson, Brown, Blair, Douglass, Edmiston, Gass, Keith, Lowry, McMeans, Reynolds, Seawell, Wallace and Williams,

Those who voted against it are,

Messrs. Huntsman, Miller and Standifer.

Mr. Gass withdrew for amendment—

A bill to lay off and establish seperate elections in this state, at the places therein named.

Received from the house of representatives—

A bill to tax the proprietors of turnpike roads,

Which was read the first time and passed.

A bill concerning the judiciary of this state, was taken up on its second reading in the senate; and on

motion, the question was taken on the passage of the first section of the bill, which provides to pay to each of the judges of the supreme court of errors and appeals, a sallary of $2,000 per annum, and to each of the circuit judges a salary of $1500 per annum, the yeas and nays being required, the vote stood thus.—yeas 13—nays 5.

Those who voted in the affirmative are,

Messrs. (Speaker,) Brown, Blair, Bunch, Edmiston, Huntsman, Keith, Lowry, Maury, McMeans, Reynolds, Seawell and Williams.

Those who voted in the negative are,

Messrs. Atkinson, Gass, Miller, Standifer and Wallace.

The second section of the bill which proposed holding the supreme court of errors and appeals, only once instead of twice in each year, at the several places pointed out by law, for holding said courts was amended.

And upon the question for its passing, the yeas and nays being required, the vote stood thus.—yeas 11—nays 6.

Those who voted in the affirmative are,

Messrs. (Speaker,) Brown, Blair, Edmiston, Huntsman, Lowry, Maury, McMeans, Reynolds, Seawell and Williams.

Those who voted in the negative are,

Messrs. Atkinson, Gass, Keith, Miller, Standifer and Wallace.

The whole bill as amended, then passed its second reading in the senate.

The house adjourned till to-morrow morning 9

" Received from the house of representatives a proposed amendment to a bill to amend an act passed at Knoxville on the 4th of December 1807, entitled "an act to direct the duty of clerks and sheriffs in certain cases therein mentioned and for other purposes."

Which bill had been taken up on its third and last reading in the house of representatives, which amend-

rent the senate agreed, and sent two of their members to see the same made.
o'clock.

WEDNESDAY, November 3, 1819.

The house met according to adjournment.

Mr. Gass who had withdrawn for amendment, a bill to lay off and establish separate elections in this state at the places therein named, returned the same with a proposed amendment,

Which was received, and the bill as amended put on its second reading and passed.

A bill to revise and amend the militia laws of the state of Tennessee, was read the first time, amended and passed.

Ordered, That the said bill be sent to the house of representatives.

Mr. Williams who had withdrawn for amendment, a bill to dispose of the lands lying between the rivers Highwassee and Tennessee and north of Little Tennesse,

Returned the same with proposed amendments which were received.

Mr. Lowry offered an amendment to the bill, which was received.

The bill as amended, was then put on its second reading in the senate, and passed.

Received from the house of representatives, a statement of the situation of the branch bank of the Nashville Bank located at Rogersville.

Which was referred to the committee appointed to examine and report on the situation of the different banks in this state and their branches.

A bill for the relief Samuel King and John B. Pentergrast.

Was read the third and last time in both houses, passed and

Ordered; to be engrossed.

A bill for the relief of Benjamin Poyzer.

A bill for the relief of the citizens therein alluded to

Were both read the second time and passed.

Received from the house of representatives—

A bill for the relief of Oliver Crenshaw and the heirs of John Crawford deceased.

Which was read the first time and passed.

A bill regulating certain proceedings at law.

Was read the third time and passed.

A bill providing further time for the registration of grants in this state, and for other purposes.

Was taken up read, and ordered to lie on the table.

A bill authorizing the surveyor general south of the rivers French Broad and Holston to compleat the surveys therein mentioned, was taken up.

On motion, ordered that Mr. Huntsman, have leave to withdraw the said bill for amendment.

Received from the house of representatives, a bill to provide for prosecuting appeals and writs of error and for other purposes.

A bill to repeal an act entitled an act to amend an act, entitled an act, increasing the jurisdiction of justices of the peace, passed at Knoxville 31st Oct. 1817, and,

A bill for the relief of Edward D. Hobbs,

Which were severally read the first time and passed.

A bill to amend the laws in force for the trial of slaves,

Was read the second time and passed.

Mr. Huntsman from a select committee heretofore appointed by the senate, made the following report with which the senate concurred.

The committee to whom was referred a couple of books in manuscript, containing copies of entries and grants, south and west of the congressional reservation, with a proposal from Mr. E. Roche, proprietor thereof to sell the same to the state, have had the subject under consideration, and beg leave to report that it is inexpedient for this legislature to purchase said books, as they are better suited to the purposes of a surveyor, or purchaser of lands, than for the state.

ADAM HUNTSMAN, Chr.

A bill to limit more definitely the fees of clerks in certain cases, was taken up and read.

Ordered, That Mr. Williams have leave to withdraw said bill for amendment.

Mr. Bunch withdrew for amendment, a bill supplemental to an act, passed at Nashville October 15th, 1815, for the relief of such officers or persons as did proceed to press arms during the late war.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, November 4, 1819.

The house met according to adjournment.

Mr. Seavell from the committee of enrollments reported that the committee had examined bills of the following titles and found the same truly enrolled (to wit)

An act for the relief of millers.

An act for the relief of Joseph Franks.

An act to establish the seat of justice of Marian county.

An act to authorize James Bruce to build a mill on Duck river.

An act ratifying and confirming the line run, and marked by commissioners between the states of Tennessee and Georgia in the year 1818, and

An act to authorize the sheriff of Warren county to advertise lands in some paper printed in Nashville or Murfreesborough and for other purposes.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Mr. Gass submitted the following resolution which was adopted:

Resolved, That James M'Dowell be appointed, and he is hereby authorized to take charge of all the tables, chairs, ink-stands and stationary belonging to the state for the use of the legislature, and that he return them safe at the next meeting of the assembly.

Mr. Huntsman submitted the following resolution, which was adopted.

Resolved, That the register of east Tennessee, deliver to Andrew Donavan, the papers and documents and grant for 1460 acres, dated November, 1795, No. 250, also the papers and documents on grant No. 233 for 640 acres dated 27th Nov. 1795, which said Donavon filed in the commissioners office for the purpose of drawing warrants thereon.

With which resolution the house of representatives concurred.

Received from the house of representatives—

A bill for the relief of Lewis Shackleford.

A bill concerning rents.

A bill for the benefit of Joseph Herndon,

A bill for the benefit of John A. Eastland.

A bill to provide for the payment of George Wilson,

Which were severally read the first time, and passed.

Mr. Standifer withdrew for amendment,

A bill to establish the line of the counties of Rhea and Roane.

Mr. Harris withdrew for amendment,

A bill to provide for the trial of certain cases.

Mr. Huntsman withdrew for amendment,

A bill for the removal of the registers office of west Tennessee, and returned the same with a proposed amendment,

Which was received, and the bill

Ordered, to lie on the table.

A bill to limit more definitely the fees of clerks in certain cases,

Was returned by Mr. Williams, without amendment.

Ordered, That the said bill lie on the table.

Mr. Brown withdrew for amendment—

A bill the better to secure debts due by the banks to individuals:—also

A bill making provision for the adjudication of North Carolina land claims, and for satisfying the

same by an appropriation of the vacant soil, south and west of the congressional reservation line.

Mr. Williams withdrew for amendment—

A bill for the removal of the registers office of west Tennessee, and returned the same without amendment.

Ordered, That the said bill lie on the table.

A bill providing for further time, for the registration of grants in this state.

A bill for the relief of Oliver Crenshaw, & the heirs of John Crawford, deceased.

A bill authorising the drawing of a lottery, to build a Masonic Hall in Winchester and for other purposes,

Were severally read the second time and passed.

Received from the house of representatives—

A bill for the relief of Lot Hazard, which together with the accompany documents, was referred to the committee on land claims.

Mr. Huntsman introduced a bill to repeal certain laws therein named,

Which was read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives, the petition of O. B. Hays, praying that several warrants issued by W. M'Lin secretary of state, now in possession of said Hays, be adjudicated by the commissioners appointed, and that said commissioners on satisfactory evidence, be authorised to issue duplicates thereon:

Which was referred to the committee on land claims, also

The petition of the trustees of Carrick Academy in Franklin county, praying that the rents of school lands in said county, may be appropriated for the use of said academy, and in defraying the expenses of erecting a suitable building, for the use of said academy:

Which was referred to the committee of propositions and grievances.

A bill to amend the laws in force for the trial of slaves,

Was taken up on its third and last reading in both houses.

Mr. Huntsman moved to strike out the third section which reads as follows,

"Sec. 3d. *Be it enacted*, That jailors fees in all such cases, shall be paid by the county in which said trial takes place.

The yeas and nays being required, it was determined in the negative.

There being yeas 5, nays 15.

Those who voted for striking out, are,

Messrs, Atkinson, Harris, Huntsman, Miller and Standifer.

Those who voted against it are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Gass, Keith, Lowry, Maury, McMeans Reynolds, Seawell, Wallace and *Williams*.

Mr. Huntsman offered the following proviso as an amendment to the bill, (to wit.)

Provided, nevertheless, said act shall not extend to any cases which may originate in the counties of White, Overton and Jackson. Mr. Miller included Hawkins and Sullivan, and Mr. Harris Warren and Franklin counties, in the proviso.

And upon the question will the senate receive the proposed amendment, to the bill, it was determined in the negative.

Mr. Gass then moved to insert the words and other costs. immediately after the words jailors fees, in the 3d. section of the bill.

And upon the question shall these words be inserted as an amendment to the bill.

The yeas and nays being required
It was determined in the affirmative.
There being yeas 12, nays 8.

Those who voted for the amendment proposed, are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Gass, Maury, McMeans, Reynolds, Seawell, and Williams.

Those who voted against it are,

Messrs. Atkinson, Harris, Huntsman, Keith, Lowry, Miller, Stanifer and Wallace.

And so the said amendment was received.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body, should they agree to the same, to send two of their members to see it made.

Received from the house of representatives, a message informing the senate that, that body had agreed to the amendment proposed to the 3d section of the before recited bill, and that Messrs. Williams (of Davidson,) and Cheatham, would see the amendment made.

The 3d amendment being made,

On motion of Mr. *Miller*,

Ordered, That the said bill lie on the table.

Mr. Williams, introduced a bill to locate the register's office of east Tennessee.

Mr. Keith, from the committee on revenue laws, reported a bill supplemental to an act entitled an act, to condense and bring into one view, the revenue laws of this state, and to amend the same: passed at Nashville on the day of 1818.

Mr. Gass, a bill to consolidate the banks of this state,

Which were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill for the relief of Benjamin Poyzer,

Was read the third and last time in both houses, passed, and

Ordered, to be engrossed.

A bill to authorise Spencer E. Gibson, to open a turnpike road, and for other purposes,

Was read the third time and passed.

A bill to establish a new county by the name of Hardin county,

Was read the second time and passed.

A bill to provide for the prayment of state and county tax,

Which had been referred to the committee on revenue laws;

Wat returned without amendment.

Ordered, That Mr. Blair have leave to withdraw the said bill for amendment.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, November 5, 1819.

The house met according to adjournment.

Mr. Blair who had withdrawn for amendment,

A bill to provide for the payment of state and county tax, returned the same with a proposed amendment,

Which was received, and the bill as amended, put on its second reading in the senate and passed.

A bill for the relief of Willie Barrow,

Was read the third time, amended, and passed.

Mr. Gass submited the following resolutions, which were

Ordered, to lie on the table indefinitely.

Resolved, That our senators are instructed, and our representativis are requested to use their best endeavours with the proper authority at the next congress of the United States, to have a canal cut from the Tennessee and Highwassee rivers, to intersect with the waters of Coosa river.

Resolved, That his excellency, Joseph *M'*Minn, be requested to make known to the governor of the Alabama state, and request him to use his influence with the legislature [illegible], and [illegible] authority of the United States to have a canal cut from the Tennessee and

Highwassee rivers, to intersect with the waters of Coosa river.

Mr. Seay from the committee of enrolled bills reported that the committee had examined bills of the following titles and found the same truly enrolled (to wit.)

An act for the relief of Samuel King and John B. Pentergrast, and

An act to repeal all that part of the 5th section of the act to amend the laws heretofore in force regulating the inspection of tobacco, passed 1817.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Mr. Harris who had withdrawn for amendment.

A bill to provide for the trial of certain causes returned the same with a proposed amendment.

Mr. Williams offered an amendment to the bill.

Ordered, That the said bill and proposed amendment lie on the table.

A bill to dispose of the lands lying between the rivers Highwassee and Tennessee and North of Little Tennessee river, was taken up on its third reading in the senate.

Mr. Standifer moved to strike out so much of the 4th section of the bill as requires the purchaser to pay one fourth part of the purchase money at the time of sale and insert lieu thereof an amendment requiring of the purchaser one sixth part of the purchase money at the time of sale.

Upon the question for striking out, the yeas and nays being required it was determined in the the negative.

There being Yeas 9—Nays 10—

Those who voted for striking out are,

Messrs. Blair, Gass, Huntsman, Keith, Lowry, Sewell, Standifer, Wallace and Williams.

Those who voted against it are,

Messrs. Speaker, Atkinson, Brown, Bunch, Doug-

lass, Edmiston, Harris, Maury, M'Means and Reynolds.

After various other amendments made to the bill.

Ordered, to lie on the table until Monday next.

Received from the house of representaves—

A bill to compel rangers to return lists of strays to the county trustees and for other purposes.

A bill to amend an act entitled an act to appoint a suitable person to open and keep in repair that part of the road leading from South West Point to Carthage, which lies on Cumberland mountain and to keep a turnpike thereon, and for other purposes therein mentioned.

A bill for the relief of aliens in certain cases, and

A bill to alter and establish the sixth circuit and to provide for holding supreme courts therein.

*W*hich were severally read the first time and passed.

A bill to incorporate the inhabitants of the town of Pulaski in the county of Giles.

Was read the second time and passed.

A bill to regulate the duties of circuit judges.

Was read the third time and passed.

Mr. Huntsman withdrew for amendment, a bill for quieting the citizens of this state in their possessions and to prevent litigation.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, November 6, 1819.

The house met according to adjournment.

Mr. Huntsman presented a report of the commissioner of the Cumberland turnpike road.

*W*hich was read and refered to the committee on public roads.

Received from the house of representatives—

A bill to prescribe the duties of justices in certain cases.

A bill for the relief of the heirs of James Laughlin.

A bill to incorporate the persons therein named and

their legal assign and representatives under the name of the Nashville Steam Boat Company.

A bill for the relief of the Lens William Blackman deceased.

A bill to establish the dividing line between the counties of Lincoln and Franklin.

A bill to establish the counties therein mentioned east of Rhea and south of Roane and Blount counties.

A bill to establish a town in the county of Lincoln.

Which were severally put upon their first reading in this house, and passed.

A bill to build a bridge across Red river near Clarksville and to incorporate the subscribers thereto.

Was read the second time and passed.

A bill authorizing the removal of the surveyors office of the sixth district from the town of Jonesborough to the town of Greenville.

Was read the third and last time in both houses, passed and

Ordered, to be engrossed.

Mr. Huntsman from the judiciary committee to whom was refered, a bill to amend the laws in force authorizing a charge of venue, returned the same with a proposed amendment which was received; and the bill as amended was put on its second reading and passed.

Mr. Huntsman who had withdrawn for amendment, bill to amend the law in certain cases, returned the same with a proposed amendment.

On motion of Mr. M'Means,

Ordered, That the said bill and proposed amendment lie on the table indefinitely.

Mr. Standifer who had who had withdrawn for amendment, a bill to establish the lines of the lines of the counties of Rhea and Roane, returned the same with a proposed amendment which was received; and the bill as amended put on its second reading and pas-

A bill to authorize and empower the counties here-

in-after named, to appoint thirty-seven jurors to attend the county and circuit courts in manner prescribed by law as heretofore.

Was read the second time and, amended and passed.

A bill for the relief of Oliver Crenshaw and the heirs of John Crawford deceased.

Was taken up read, and

On motion of mr. M'Means,

Ordered, That the said bill lie on the table.

Mr. Bunch who had withdrawn for amendment, a bill supplemental to an act, passed at Nashville Oct. 13th 1815 for the relief of such officers or persons as did proceed to press arms during the late war, returned the same with a proposed amendment which was received; and the bill as amended put upon its third reading and passed.

Received from the house of representatives, by the hand of Mr. Campbell their principle clerk, enrolled bills of the following titles, signed by the speaker of the house of representatives, (to wit.)

An act for the relief of Willie Barrow.

An act regulating certain proceedings at law, and

An act for the relief of the heirs Nathaniel Taylor, deceased.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and deposited in the office of secretary of state.

Mr. Huntsman withdrew for amendment,

A bill to provide for prosecuting appeals and writs of error, and for other purposes.

A bill for the relief of the cittzens therein alluded to.

Was read the third time and passed.

A bill for the benefit of Obediah Gowing.

Was read the sscond time, amended and upon the question shall this bill pass its second reading,

The yeas and nays being required, it was determined in the negative.

There being yeas 6, nays 10.

Those who voted for the passing of the bill are,

Messrs. Speaker, Blair, Gass, Keith, Lowry and Standifer.

Those who voted against it. are,

Messrs. Atkinson, Bunch, Douglass, Edmiston, Huntsman, Miller, M'Means, Reynolds, Seawell and Wallace.

And so the said bill was rejected.

The house adjourned until Monday morning 9 o'clock.

MONDAY, November 8, 1819.

The house met according to adjournment.

Mr. Williams introduced a bill for the relief of Elizabeth Formwalt administratrix of John Formwalt deceased.

Was put upon its first reading in this house, and passed.

Ordered, That the said bill be sent to the house of representatives.

Received from the house of representatives—

A petition of sundry citizens of White county, praying that a law may be passed authorizing the Cany Fork river to be cleared out fit for navigation, as far up as the town of Petersburg,

Which was referred to the committee on navigation.

A bill to dispose of the lands lying between the rivers Highwassee and Tennessee and north of Little Tennessee,

Was taken up;

Mr. Blair offered the following section as an amendment to the bill,

Which was received, (to wit.)

Sec. 5th. *Be it enacted*, that the treasurer is hereby directed to receive from the purchaser at said public sale, the amount of his, her, or their first payment or instalment, in gold & silver or the notes of such banks as the commissioners shall at the the time of such sales declare to be good and current.

Mr. Gass offered the following proviso as an amendment to the said section, (to wit.)

Provided said commissioners be not stockholders in any bank.

Upon the question, will the senate receive the amendment proposed.

The yeas and nays being required.

It was determined in the negative.

There being yeas 4, nays 15.

Those who voted for the amendment, are,

Messrs. Gass, Harris, Miller and Seawell.

Those who voted against it, are,

Messrs. Speaker, Atkinson, Blair, Bunch, Douglass, Edmiston, Huntsman, Keith, Lowry, Maury, M'Means, Reynolds, Standifer, Wallace and Williams.

On motion of *Mr.* Huntsman,

Ordered, That the said bill lie on the table, and that it be transcribed.

Mr. Maury submitted the following resolution, which was adopted.

Resolved, by the senate that the principal clerk of the senate be authorised to appoint an assistant clerk for the purpose of transcribing bills when necessary.

The resolution submitted by Mr. Maury, on the 1st. inst. and which stands on the journal of that day, requiring the secretary of state, to furnish the public printer with an attested copy of a bill introduced at the present session of the legislature, providing for the erection of a penitentiary in this state, and requiring the public printer, to publish a copy of the said bill and attach it to each copy of the acts of the present session of the legislature;

Was taken up and adopted.

With which resolution the house of representatives concurred.

Received from the house of representives, the petition of *Willie* Tuten, praying that a law may be passed, granting to Sarah Tuten, daughter of said Willie, the use of 640 acres of land, in the territory lately acquired from the Cherokee tribe of Indians during the natural life of said Willie—which said 640 acres the said Willie Tuten claims as the head of an Indian

families, under the provision of a treaty concluded at Washington city between the [illegible] J. C. Calhoun and a delegation of the Cherokee tribe of Indians.

Mr. Campbell, principal clerk of the house of representatives, handed in at the speakers table, enrolled bills of the following titles, signed by the speaker of that house, (to wit):

An act to amend an act, passed at Knoxville on the 4th day of December, 1807, entitled an act to direct the duty of clerks and sheriffs in certain cases therein mentioned, and for other purposes.

An act to regulate the duties of the circuit judges.

An act to authorise persons to commence and prosecute a suit at law, upon any lost bond, obligation or other instruments of writing therein mentioned.

An act to prolong the time for opening and clearing out Lick creek.

An act to alter the names and make legitimate the persons therein mentioned.

An act for the relief of Michael Fisher, and

An act to authorise Spencer E. Gibson, to open and establish a turnpike road, and for other purposes,

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

Mr. Williams introduced a bill to open an office for receiving entries of vacant and unappropriated land in the district of country south of French Broad and Holston and between the rivers Big Pigeon and Tennessee.

Mr. Gass a bill to enlarge the town of Greenville in the county of Greene at the east end.

Which bills were both read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill to establish the lines of the counties of Rhea and Roane.

Was read the third time and

Ordered, to lie on the table.

Received from the house of representatives.—

A message proposing to amend a bill supplemental to an act passed at Nashville, Oct. 18th 1815 for the relief of such officers or persons as did proceed to press arms during the late war by striking out the 6d section of the bill; to which amendment the senate agreed and sent two of their members to see the same made.

A bill to incorporate the inhabitants of the town of Pulaski in the county of Giles.

Was read third and last time passed and

Ordered, to be engrossed.

Ordered, That mr. Standifer have leave to withdraw for amendment, a bill to open and establish a turnpike road from a point at or near Davidsons on Piles turnpike road, to intersect the Cumberland turnpike road between Robert Johnsons and the standing stone.

A bill to restore Jackson county to her constitutional limits.

Was read the second time and passed.

A bill to compel rangers to return lists of strays to county trustees and for other purposes.

A bill to alter the name of Trophonius James Cage Winchester.

A bill to authorize the county courts to appoint a committee of their own body for the purpose of examining into the state and condition of persons applying as pupers.

Which bills were severally read the second time and passed.

A bill to restore *Moses Musgrove* to his former privileges.

Was read the third time and passed.

A bill the better to define the limits of Humphreys county.

Was read the second time and passed.

Ordered, That Mr. Lowry have leave to withdraw for amendment, a bill for the relief of the citizens of Morgan county.

A bill to establish a town at the mouth of the Salkehatchie, in Beaufort county, and

A bill supplementary to an act, passed the 24th of December, 1817, entitled an act provide for opening the navigation of the rivers therein mentioned,

Were severally read the third and last time in both houses, passed and

Ordered, to be engrossed.

Ordered, That Mr. Atkinson have leave to withdraw his amendment.

A bill for the benefit of Joseph Herndon.

Received from the house of representatives—

A bill to provide for the payment of the persons therein mentioned.

A bill for the relief of the owners of lots in the town of Sparkville, and for other purposes.

Was read the first time and passed.

Mr. Bailey with new for amendment,

A bill to authorize and empower the counties herein after mentioned, to appoint thirty-seven jurors to attend the several circuit courts in manner prescribed by law as heretofore.

A bill for the relief of James Laughlin,

Was taken up and read the second time,

Ordered, That the said bill lie on the table.

A bill to amend the laws in force for the trial of slaves.

Was read the third and last time in both houses,

And upon the question shall this bill pass its third and last reading, the yeas and nays being required it was determined in the affirmative, there being yeas 14 nays 4.

Those who voted for the passing of the bill are,

The Speaker Messrs. Evans, Blair Douglass, Edmunds, Keith, Lowry, Mauly, M'Meens, Reynolds Sewell, Wallace and Williams,

Those against it are,

Messrs. Hunter, Miller and Standifer.

And the said bill passed, and was

Ordered, to be engrossed.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, November 9 1819.

The house met according to adjournment.

Mr. Gass from the committee on school lands made the following report.

Which was read, not acted on.

Ordered, To be entered on the Journal and sent to the house of representatives.

The select committee appointed to examine into the part management, and present situation of the lands appropriated by the general government for the use of Colleges, Academies and common schools, beg leave to Report:

That they have had under consideration the following petitions and adopted resolutions thereon, (to wit.)

A petition of sundry citizens of Lincoln county; praying that a town may be laid off and established on a certain tract of school land in said county.

1. *Resolved*, That the prayer of the petitioners ought to be granted, also.

A petition of the trustees of Greenville college: praying a donation of school lands for the benefit of said institution.

2. *Resolved*, That five thousand dollars of the first interest due from occupants south of French Broad and Holston, after the former appropriations are satisfied be granted to the trustees of Greenville college to be by them appropriated to the use of that institution, also—

A petition of the trustees of Carrick academy; praying that the rents of school lands in Franklin county may be appropriated to the use of that institution.

3. *Resolved*, That the prayer of the petitioners ought not to be granted. JOHN GASS, Chairman.

Received from the house of representatives—

A bill to amend the sixth section of an act entitled An act supplemental to an act, to amend an act to con-

[illegible] and bring into view the revenue laws of this state and to amend the same, passed at Knoxville the 2nd of November 1817.

A bill to further provide for the transfer of entries [illegible] purchased at Sheriff's sale.

A bill to regulate certain criminal cases.

A bill for the better regulation of the banks of this state.

A bill to alter the names and make legitimate the persons therein named.

A bill for the better regulation of the banks of this state.

A bill for the further relief of debtors of the banks.

A bill concerning the seals of Notaries public in certain cases.

A bill to authorize a lottery to rear a Masonic hall in the town of Gallatin, Sumner county Tennessee, and

A bill for the relief of James W. Clark.

Which bills were severally read the first time and passed.

Mr. Atkinson who had withdrawn for amendment, a bill for the benefit of Joseph Herndon, returned the same with a proposed amendment, which together with the bill was,

Ordered, to lie on the table.

A bill to establish a town in the county of Lincoln.

A bill for the relief of the heirs of William Blackmore.

A bill to appoint additional trustees of Dunfield Academy in the county of Carter.

A bill for the relief of Elizabeth Walker.

A bill to enlarge the town of Greenville at the East end.

A bill to establish the dividing line between the counties of Lincoln and Franklin.

A bill for the relief of Elizabeth Pornwait administratrix of John Pornwait deceased, and

A bill authorizing Peter Wood to open and establish a turnpike road.

Were severally read the second time and passed.

Mr. Keith withdrew for amendment, a bill supplemental to an act entitled an act to condense and bring into one view the revenue laws of this state, and to amend the same, passed at Knoxville on the day of 1813

Mr. Reynolds withdrew for amendment, a bill to amend the militia laws of the state of Tennessee.

Mr. Maury who had withdrawn for amendment, a bill to authorize and empower the counties hereinafter mentioned to appoint thirty-seven jurors to attend the county and circuit courts in manner prescribed by law as heretofore, returned the same with a proposed amendment which was received.

And the bill as amended put upon its third reading and passed.

A bill to provide for the payment of George Wilson,

Was taken up and read,

Ordered, That the said bill lie on the table.

Mr. Williams withdrew for amendment, a bill for the relief of Spencer Jarnigin, and returned the same without amendment, the bill was then put upon its second reading amended and passed.

A bill for the relief of Lewis Shackleford, was taken up and read,

Ordered, That the said bill lie on the table.

Mr. Brown who had withdrawn for amendment, a bill the better to secure debts due by the banks of this state to individuals, returned the same with a proposed amendment, which together with the bill was,

Ordered, To lie on the table.

Received from the house of representatives—

A petition of sundry citizens of Claiborne county, praying that two lots of ground may be sold off the public square in the town of Tazwell for the purpose of building a jail thereon.

Which was refered to the committee of propositions and grievances.

A bill concerning the payment of the state tax on law process.

Was read the second time and upon the question

shall this bill pass its second reading, it was determined in the negative.

And so the said bill was rejected.

A bill to limit more definitely the fees of clerks in certain cases,

Was read the third time and passed.

A bill to refund to the administrator of *William* Alexander deceased, monies expended by him for the use of the state,

Was read the third and last time in both houses, passed and

Ordered, to be engrossed.

A bill to tax the proprietors of turnpike roads, was read the second time, and upon the question shall this bill pass on its second reading, the yeas and nays being required it was determined in the affirmative, there being Yeas 11—Nays 8.

Those who voted for the passing of the bill are,

Messrs. Atkinson, Brown, Blair, Douglass, Edmiston, Harris, Maury, Miller, M'Means, Wallace and Williams.

Those who voted against it are,

Mr. Speaker, Messrs. Bunch, Gass, Huntsman, Keith, Lowry, Reynolds and Standifer.

And so the said bill passed.

A bill to consolidate the banks of this state, was read the second time, and upon the question shall this bill pass its second reading, the yeas and nays being required, it was determined in the negative there being—Yeas 3—Nays 16—

Those who voted for the passing of the bill are,

Messrs. Gass, Keith and Standifer.

Those who voted against it are,

Mr. Speaker, Messrs. Atkinson, Brown, Blair, Bunch, Douglass, Edmiston, Harris, Huntsman, Lowry, Maury, Miller, M'Means, Reynolds, Wallace and Williams.

And so the said bill was rejected.

The resolutions received from the house of representatives on the 16th ult. and entered on the Journal

were taken up and the following message predicated thereon, ordered to be sent to the house of representatives.

The senate concur with you, in the first, third and fourth members of your resolution, of the 16th ultimo, relating to major general Andrew Jackson and brevet major general Edmund P. Gaines; with you they delight to honor the brave and to bestow the meed of praise where it has been so dearly earned.

The senate have also had under consideration the fifth member of said resolutions, and they do not perceive in what way the reputation of those distinguished officers, can be tarnished by leaving open to free discussion, their respective merits; and they moreover entertain a belief that they ought not to fetter the delegation from this state, in matters of mere opinion, and such as may depend upon facts which are not at this time within the knowledge of, or before this legislature, and therefore, non-concur with the said fifth member of said resolutions.

The senate also propose a small amendment to the second member in said resolutions, by striking out in the second line the words "*there is*," and inserting in lieu thereof, the words "*this legislature perceive*," and in that shape they concur with the second member in the said resolutions.

Mr. Huntsman withdrew for amendment—

A bill to amend the laws in force, authorising a change of venue.

Mr. Huntsman, who had withdrawn for amendment—

A bill authorising the surveyor general, south of the rivers French Broad and Holston, to complete the surveys therein mentioned, returned the same with a proposed amendment,

Which was received,

Ordered, That the bill as amended, lie on the table.

A bill to tax hawkers and pedlars,

Was taken up on its third and last reading.

Mr. Huntsman offered an amendment to the bill, which was received.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to the proposed amendment, to send two of their members to see the same made.

Which amendment the house of representatives agreed, and sent two of their members to see it made.

The bill as amended was then put on its final reading, passed, and

Ordered, to be engrossed.

A bill more effectually to restrain the taking of excessive usury

Was read the second time, amended and passed.

Received from the house of representatives—

A bill to provide for the improvement of the navigation of the rivers therein named.

Ordered, That Mr. M'Means, have leave to withdraw the said bill for amendment.

Mr. Huntsman withdrew for amendment,

A bill authorising the surveyor general south of French Broad and Holston, to complete the surveys therein mentioned, and returned the same with a proposed amendment, which was received.

Ordered, That the said bill as amended, lie on the table.

Mr. Reynolds withdrew for amendment—

A bill to reduce the county of Hickman, to its constitutional limits, and for other purposes.

A bill to prescribe the duty of justices in certain cases,

Was taken up and read.

Ordered, That the said bill lie on the table.

Received from the house of representatives—

A bill to authorise the sheriff and ranger of Giles county, to advertise lands and strays in a newspaper printed in Shelbyville.)

A bill for the benefit of Peter Moseley and company.

A bill for the relief of Thomas Washington.

A bill to secure to mechanics and others, payment for their labour and materials in erecting [illegible];

Which bills were severally read the first time and passed.

Mr. Blair introduced,

A bill for the relief of such persons as shall have lost their grants, before they were recorded in the registers office.

Mr. Wallace, a bill to amend the laws in force, on the subject of woodsburning,

Which were both read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill for the relief of aliens in certain cases.

A bill supplemental to an act entitled an act to authorize William Houston, Jacob Baker and William Reynolds, to keep a turnpike gate on the public road leading from Sherels' Cove to the Painted rock, on French Broad river, and

A bill for the relief of the owners of lots in the town of Sevierville, and for other purposes,

Were severally read the second time and passed.

A bill to tax hawkers and pedlars,

Was read the third and last time in both houses, amended and passed, and

Ordered, to be engrossed.

The house adjourned until to-morrow morning 9 o'clock.

WEDNESDAY, November 10, 1819.

The house met according to adjournment.

Received from the house of representatives, by the hand of the principal clerk of that body, enrolled bills of the following titles, signed by the speaker of the house of representatives, (to wit.)

An act for the relief of the citizens therein refered to.

An act authorizing the removal of the surveyors of

fice of the 6th district from the town of Jonesboro, to the town of Greeneville, and

Ordered, That the said enrolled bills be signed by the speaker of the senate, and deposited in the office of the secretary of state.

A bill to dispose of the lands lying between the river Highwassee and Tennessee, and north of Little Tennessee river,

Was taken up.

Mr. Williams moved to strike out the words, "one sixth per cent," in the 5th section, for the purpose of inserting the words, "one fourth per cent," on all monies received at said sales; as full compensation to the treasurer, for receiving and accounting for said monies, and performing all other duties enjoined on him to do and perform.

Upon the question for striking out and inserting.

The yeas and nays being required,

It was determined in the negative.

There being yeas 9, nays 10.

Those who voted for striking out and inserting are,

Messrs. Blair, Bunch, Harris, Huntsman, Keith, Lowry, Maury, Standifer and Williams.

Those who voted against it are,

Messrs. Speaker, Atkinson, Brown, Douglass, Edmiston, Gass, Miller, M'Means, Reynolds and Wallace.

Mr. Huntsman then moved to strike out the words, one sixth per cent," and insert the words, "one fifth per cent," in the same section.

Upon the question for striking and inserting, it was determined in the affirmative.

Mr. Bunch then moved to strike out of the 17th section the words "two dollars and fifty cents," and to insert the words "three dollars" as full compensation to the surveyor general, for each and every mile he may run and mark, in pursuance of the provisions of this act.

Upon the question for striking out and inserting,

The yeas and nays being required, it was determined in the negative.

There being yeas 6, nays 13.

Those who voted for striking out, are,

Messrs. Blair, Bunch, Houtsman, Lowry, M'Means and Reynolds

Those who voted against it, are

Messrs. Speaker, Atkinson, Brown, Doughlass, Edmiston, Gass, Harris, Keith, Maury, Miller, Standifer, Wallace and Williams.

The bill as amended, was then put on its second reading and passed.

Mr. M'Means introduced a bill for the relief of John Larkins, sen.

Mr. Blair, a bill for the relief of Godfreys Carriger, and Aaron Penson,

Which were both read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Bunch presented a report of the commissioners of the turnpike road leading from Beans Station, in the county of Grainger, to the ford of Sycamore creek, in Claiborne county,

Which was read and referred to the committee on public roads.

A bill to build a bridge across Red river, near Clarksville, and to incorporate the subscribers thereto,

Was read the third time and passed.

Received from the house of representatives, the following message together with a memorial of Chinnibee a distinguished chief of the creek nation of Indians.

The house of representatives propose referring the inclosed memorial of Chinibee, to a select committee of both houses;

And have named Messrs. Grundy, David, Anderson and Hughes, on the part of this house.

The senate concurred with the reference made by the house of representatives, and appointed as a committee on their part, Messrs. Houtsman and Bunch.

Received from the house of representatives, the following resolution, which was

Ordered, to lie on the table and be made the order of the day for to-morrow.

The house of representatives have adopted the following resolution, and ask your concurrence.

Resolved, by the general assembly of the state of Tennessee, that the treasurer of west Tennessee, be, and he is hereby directed, to pay to Chinabee, an influential chief of the Creek nation of Indians, now in this town, who at all times manifested a strong attachment to the people of the United States, the sum of three hundred dollars, as a testimony of the respect entertained for his services, by the citizens of Tennessee.

Mr. Williams presented an address, from the hon. Edward Scott, requesting the patronage of the general assembly, in a contemplated edition and publication of the laws of North Carolina and Tennessee, in force and use in the state of Tennessee, from the year 1715, to the present time; accompanying which letter of address.

Mr. Williams also submitted the following resolution which was adopted.

Resolved, by the general assembly of the state of Tennessee, that the judges of the supreme court be requested to examine an edition of the laws of North Carolina and Tennessee, compiled and proposed to be published by the honorable Edward Scott of Knoxville, and if they approve the plan of said work, and be satisfied that it is executed with skill, they are requested, and are hereby authorised to subscribe in the name and on behalf of this state, for one hundred and fifty copies of said work.

With which resolution the house of representatives concurred.

Mr. Tipton, assistant clerk, of the house of representatives, delivered in at the speakers table the following resolution, which was,

Ordered, to lie on the table.

The house of representatives have adopted the following resolution, and ask your concurrence.

Resolved, That the senate meet the house of representatives in the representative hall, on Saturday the 15th inst. at 12 o'clock, to elect a judge for the fifth judicial district.

Mr. Reynolds who had withdrawn for amendment, A bill to revise and amend the militia laws of the state of Tennessee returned the same with proposed amendments.

Which were received, and the bill as amended, read the second time and passed.

A bill to establish a town in the county of Lincoln, and

A bill to define the duty of clerks in certain cases, and for other purposes.

Which bills were both read the third and last time in both houses, and passed.

Ordered, to be engrossed.

Mr. Brown who had withdrawn for amendment, a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line, returned the same without amendment.

A bill appointing commissioners to settle with William Clay and others, former commissioners of the town of Rutledge, and

A bill to establish the counties therein mentioned, east of Rhea and south of Roane and Blount.

Were both read the second time and passed.

A bill to repeal an act entitled an act to amend the laws of this state, for the regulation of the county courts, passed at Knoxville 29th October, 1817,

Was read the second time,

Mr. Lowry moved that the said bill lie on the table until the first day of January next.

Upon the question shall this bill lie on the table,

The yeas and nays being required, it

Was determined in the negative,

There being yeas 6, nays 15.

Those who voted for laying the bill on the table are,

Messrs. Speaker, Atkinson, Lowry, Maury, M'Means, and Williams.

Those who voted against it are,

Messrs. Brown, Blair, Bunch, Douglass, Edmiston, Gass, Huntsman, Keith, Miller, Reynolds, Standifer and Wallace.

On motion

Ordered, That the said bill lie on the table until to-morrow.

Mr. Huntsman withdrew for amendment,

A bill to restore Jackson county to her constitutional limits, also

A bill to amend an act, entitled an act to appoint a suitable person to open and keep in repair, that part of the road leading from South West Point to Carthage which lies on Cumberland mountain, and to keep a turnpike thereon, and for other purposes therein mentioned.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, November 11, 1819,

The house met according to adjournment.

A bill to establish the lines of the counties of Rhea and Roane,

Was read the third time.

On motion.

Ordered, That the said bill lie on the table.

A bill to amend the law in certain cases, and

A bill to prescribe the duties of justices in certain cases.

Were both read the second time and passed.

Mr. Huntsman who had withdrawn for amendment,

A bill to restore Jackson county to her constitutional limits.

Returned the same with a proposed amendment,

Which was received and the bill as amended put on its third reading and passed.

The resolution received from the house of Representatives on yesterday, authorising and directing the treasurer of west Tennessee to pay to Chinabee an influential chief of the Creek nation, three hundred dollars, as a testimony of respect entertained for his services by the citizens of Tennessee,

*W*as taken up, and upon the question will the senate concur with the house of representatives in the adoption of this resolution.

The yeas and nays being required,

It was determined in the negative.

There being yeas 9, nays 10.

Those who voted for the adoption of the resolution are,

Messrs. Speaker, Bunch, Douglass, Edmiston, Huntsman, Lowry, Maury, Miller and McMeans.

Those who voted against it are,

Messrs. Atkinson, Brown, Blair, Gass, Harris, Keith, Reynolds, Standifer, Wallace and Williams,

Received from the house of representatives, by the hand of Mr. Tipton their clerk, the following message,

*W*hich was

Ordered, to lie on the table indefinitely.

The house of representatives believe that it is the right of each branch of this general assembly to express its own opinion upon the subjects referred to, in the resolutions adopted in the house of representatives on the 13th October, 1819, and therefore, this house seeing no reason to change the opinions already expressed, is not disposed to alter or modify the resolutions adopted by the house of representatives, in relation to the public conduct of major general Andrew Jackson and brevet major general Edmund P. Gaines.

Mr. Maury submitted the following resolution, which was

ordered to lie on the table.

Resolved, That the several principal surveyors in this state are hereby required to lay before the general assembly at their present session, (if practicable) a statement of the number of tracts of land, with the quantity of acres in each, which, have been reserved under the laws of this state, for the use of schools, in their respective districts.

Received from the house of representatives by the hand of Mr. Tipton their clerk, the following message.

"The house of representatives propose reinstating the [illegible] fees allowed to clerks in

"An act to [illegible] more definitely the fees of clerks in certain cases," and which was stricken out by the senate; should you agree, please send two of your members to see that the reinstating is properly made.

The senate non-concurred with the house of representatives in the said proposed amendment, and acquainted them therewith by message.

An act to repeal an act entitled an act, to amend the laws of this state, for the regulation of the county [illegible] passed at Knoxville 24th October, 1817,

[illegible]

A bill for the relief of Joseph Herndon,

Was taken up, and the amendment offered by Mr. Atkinson received; the bill as amended,

Was then put on its second reading and passed.

Mr. Harris introduced—

A bill for the relief of John Guest,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line,

Was taken up, when it appeared that the third, fourth, fifth and sixth sections, which contemplate dividing all that section of country described in the title to the bill into sections of miles square, which was stricken out in the senate, on the first reading of the bill had been reinstated in the house of representatives, and that the amendment received in the senate in lieu thereof, had been stricken out in the house of representatives,

Mr. Brown moved again to strike out the said 3d, 4th, 5th, and 6th sections, and to reinstate the amendment stricken out in the house of representatives.

Upon the question shall the said 3d, 4th, 5th, and 6th sections be again stricken out, and the amendment [illegible] in the senate and stricken out in the house [illegible]

[illegible]

[illegible]

[

Lowry, Maury and Standifer.

Ordered, That the further consideration of the bill be postponed until to-morrow morning.

Mr. Tipton clerk of the house of represenatives, delivered in at the speaker's table the following resolution, with which the senate concurred.

The house of representatives have adopted the following resolutions and ask your concurrence.

Resolved, That his excellency the Governor, be requested to have purchased a first rate rifle gun and sword, and by him be presented to General Chinabee, an influential chief of the friendly part of the Creek nation of Indians now in this town—as a testimonial of the friendship and regard of the people of Tennessee, for the many valuable and important services rendered by the said Chinabee to the United States, and the state of Tennessee in particular, during the late wars with Great Britain, and her savage allies the redsticks. And also a good rifle for colonel Joseph Chinabee, son of said general Chinabee, who has also rendered essential services in said wars.

The yeas and nays being required on concurring with the house of representatives.

The vote stood thus.

Yeas 17, nays 2.

Those who voted for concurring are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Gass, Harris, Huntsman, Keith, Lowry, Maury, Miller, M'Means, Reynolds, Standifer and Williams.

Those who voted against concurrence are,

Messrs. Atkinson and Wallace.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, November 12, 1819.

The house met according to adjournment.

Mr. Tipton assistant clerk of the house of repre-

sentatives delivered in at the speaker's table the following message, of with which the senate non-concured.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That no bill be received by either house of this general assembly to be passed into a law the present session after Monday the 22d inst.

Mr. M'Means moved to reconsider, a bill to reduce Hickman county to its constitutional limits and for other purposes. Which had passed on its third reading in the senate.

Upon the question the bill was reconsidered mr. M'Means offered an amendment to the said bill, which was received.

The bill as amended was then put on its third reading and passed.

Mr. Standifer who had withdrawn for amendment.

A bill to open and establish a turnpike road from a point at or near Davidson's on Piles turnpike road to intersect the Cumberland turnpike road between Robert Johnson's and the standing stone.

Returned the same with a proposed amendment, which together with the bill, was

Ordered, to lie on the table.

Mr. Huntsman who had withdrawn for amendment, a bill to provide for prosecuting appeals and writs of error and for other purposes,

Returned the same with a proposed amendment, which together with the bill was,

Ordered, to lie n the table.

Mr. M'Means introduced a bill for the relief of Drury Christian.

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Mr. Campbell principal clerk of the house of representatives, delivered in at the speaker's table enrolled bills of the following titles signed by the speaker of

that house, to wit:

An act to authorise and empower the counties hereinafter named to appoint thirty-seven jurors to attend the county and circuit courts, in manner prescribed by law as heretofore.

An act supplemental to an act passed at Nashville Oct. 13th 1815 for the relief of such officers, or persons as did proceed to press arms, during the late war.

An act to restore Moses Musgrove to his former privileges, and

An act to restore Jackson county to her constitutional limits.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

The senate resumed the consideration of a bill making provision for the adjudicatian of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line.

Mr. Brown moved to strike out the following proviso, which it appeared had been attached to the ninth section of the bill on its second reading in the house of of representetives, (to wit.)

Provided nevertheless, That it shall and may be lawful, and the surveyors of the respective districts, south and west of the congressional reservation, and north of the Tennessee river, are hereby required in all cases, where any person or persons shall on the day or days, by this act appointed for drawing for preference of entry, or at any time previous thereto; produce to the surveyor of the district in which, such person or persons resides, a good and legal warrant, or certificate issued by the commissioner or commissioners of east or west Tennessee, for two hundred acres or for the quantity proposed to be entered, & shall at the same time file with the said surveyor, together with the warrant, the deposition of two respectable

persons, taken at the county court of some county in this state, sworn in said court and certified by the clerk thereof, setting forth that they the deponents were acquainted with the spot or piece of ground, intended to be entered, that the same is within his the surveyor's district, and that they are also acquainted with the person or persons, claiming said warrant, and that such person or persons actually resided within said surveyor's district, on the first day of May, one thousand eight hundred and nineteen; then and in that case, it shall be the duty of such surveyor to permit such person or persons to make an entry for any quantity of land not exceeding two hundred acres, including their improvements, without drawing for priority of entry, which entry if for lands south and west of the congressional reservation, shall be made as by this act is required, and if for other lands, the same shall be made in conformity with the laws heretofore in force for making entries. *And provided also*, that in making entries under this provision, if there be any dispute about priority of entry between occupants, the same shall be determined by lot, and if any first enterer shall include in his entry any of the cleared or enclosed lands of any other person entitled to enter under this provision, without the consent in writing of such person, such first enterer shall forfeit the right given to him by this act, and his improvement may be entered by any other person, as though this provision had not been made, and if any younger entry shall be made so as to include any lands previously entered, the same shall in like manner be forfeited and liable to entry. Upon the question for striking out, the yeas and nays being required, it was determined in the negative; there being yeas 9—nays 10.

Those who voted for striking out are,
Messrs, Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Maury, Reynolds and Williams.
Those who voted against it are,
Messrs. Atkinson, Gass, Harris, Huntsman, Keith,

Lowry, Miller, McMeans, Standifer, and Wallace.

Various other amendments being made,

Ordered, That mr. Speaker have leave to withdraw the said bill for examination and amendment.

Mr. Gass introduced a bill making a donation to the president and trustees of Greeneville College,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Mr. Huntsman who had withdrawn for amendment,

A bill to amend the laws in force authorising a change of venue, returned the same with a proposed amendment.

Which was rejected.

Mr. Williams offered an amendment to a bill which reads as follows:

"*Be it enacted by the General assembly of the state of Tennessee*, That in all cases both crimnal and civil, neither party shall hereafter be entitled to a change of venue but once only." Upon the question will the senate receive the proposed amendment, the yeas and nays being required, it was determined in the affirmative, there being yeas 12—nays 4.

Those who voted for receiving the amendment are,

Messrs. Atkinson, Brown, Blair, Bunch, Edmiston, Gass, Harris, Keith, Lowry, McMeans, Reynolds and Williams.

Those who voted against it are,

Messrs. Speaker, Miller, Standifer and Wallace.

Mr. Huntsman offered an amendment to the said bill.

Ordered, That the bill and proposed amendment lie on the table until to-morrow.

A bill to provide for prosecuting appeals and writs of error, and for other purposes.

Was read the second time, and upon the question shall the said bill pass its second reading, it was determined in the negative; and so the said bill was rejected.

A bill to regulate costs in criminal cases,

Was read the second time and passed.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, November 17, 1817.

The house met according to adjournment.

Mr. Blair introduced a bill to repeal the second section of an act passed at Knoxville on the 24th of November 1817, entitled "an act to repeal so much of an act passed on the 16th of November 1813, as prevents courts of justice from taxing defendants with costs in certain cases, and for other purposes.

Was read the first time and passed.

Ordered, That the said bill be sent to the house of presentatives.

Received from the house of representatives—

A bill authorising the building of a bridge across Duck river, adjoining the town of Columbia,

Was read the first time and passed.

A bill to establish the counties therein mentioned, east of Rhea and south of Roane and Blount counties,

Was taken up on its third and last reading in both houses.

Mr. Lowry offered an amendment to the bill,

Which was received.

Orderd, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to the same, to send two of their body to see it made.

To which amendment the house of representatives agreed, and sent two of their members to see it made.

The bill as amended was then put on its third and last reading as amended, passed and

Ordered, to be engrossed.

Received from the house of representatives,

A bill for the relief of John Buchanon and Mercy Ridley,

[illegible] read the first time and passed.

Mr. [illegible] to be appointed [illegible] to the state legislature.

Mr. [illegible] a bill to appropriate two hundred dollars to repair the road leading from Elizabeth town, Carter county, to the North Carolina line.

Which was read the first time and passed.

Ordered, That the said bills be sent to the house of representatives

A bill to further provide for the transfer of entries and warrants purchased at sheriffs sale,

Was taken up and read the second time.

Ordered, That Mr. Gass have leave to withdraw the said bill for amendment.

A bill for the relief of Thomas Washington.

A bill for the relief of the heirs of James Laughlin.

A bill for the relief of John Guest.

A bill for the relief of Edward D. Hobbs.

A bill to prevent fraud in the manufacturing and sale of flour.

A bill to establish a new county North of Way county, west of Hickman and south of Humphreys counties, and

A bill for the relief of such persons as shall have lost their grants before they were recorded in the registers office,

Were severally read the second time and passed.

A bill for the relief of Lewis Shackleford,

Was read the second time, amended, and passed.

The resolution received from the house of representatives on the 10th inst. that the senate meet the house of representatives in the representative hall on Saturday the 13th inst. for the purpose of electing a judge of the fifth judicial district,

Was taken up and non concurred with by the senate.

Ordered, That the clerk do by message acquaint the House of representatives therewith, and inform the house of representatives that the senate proceed [illegible]

[illegible]

The house proceeded to consider the [illegible] resolution, that the senate meet the house of representatives, in the representative hall, on Saturday the [illegible] inst. for the purpose of electing a judge for the [illegible] judicial circuit.

A bill to establish the lines of the counties of Rhea and Roane,

Was read the third and last time in both houses, passed, and

Ordered, to be engrossed.

A bill more effectually to restrain the taking of excessive usury,

Was taken up on its third and last reading in both houses, and upon the question, shall this bill pass its third and last reading.

The yeas and nays being required.

It was determined in the affirmative.

There being yeas 10, nays 9.

Those who voted for the passing of the bill, are

Messrs. Speaker, Atkinson, Brown, Douglass, Edmiston, Gass, Huntsman, McMeans, Reynolds and Wallace.

Those who voted against it are

Messrs. Blair, Bunch, Harris, Keith, Lowry, Miller, Standifer and Williams.

Ordered, That the said bill be engrossed.

Mr. Tipton assistant clerk of the house of representatives delivered in at the speakers table the following resolutions with which the senate concurred.

The house of representatives have adopted the following resolutions and ask your concurrence.

1. *Resolved by the general assembly of the state of Tennessee*, That the governor be, and he is hereby instructed to receive the whole of the arms in muskets that the state is entitled to receive from the general government under the act of Congress for arming and

equiping the militia of the U. S. and direct the quarter-master general to deposit the same at the seat of government, or at each other place as he may direct, and to draw from the treasurer of West Tennessee, such sums of money as will defray the transportation of said arms from Fort-Pitt.

2. *Resolved*, That a joint committee be appointed to examine and report the number of regiments, and Captains companies in each Regiment in this state and direct the public printer how many of the militia laws shall be delivered to the commanding officers of each regiment, that each field and staff officer have one copy; and one copy to each captain or commandant of a company,

And have named Messrs. Carriger, Massengill, Taylor, Locke, Prewitt and Kindall, a committee on the part of this house.

Messrs. Standifer, Bunch and Reynolds, were appointed on the part of the senate.

Received from the house of representatives, by the hand of their clerk, the following message, (to wit.)

The house of representatives have taken up on the third and last reading in both houses,

A bill to dispose of the land lying between the river Hiwassee and Tennessee and north of Little Tennessee river, and propose the following amendments to said bill, which they ask your concurrence, to strike out in the first section page 7 the words,

"And shall be subject to taxation in the same manner, that other lands in this state are now liable thereto by law."

In the 2nd section, page 9, strike out the word "Knoxville," for the purpose of inserting the word "Kingston."

In the 5th section, (page 12) after the word "commissioners," insert the words, "by advertisement to be published in a newspaper printed in Knoxville, and one printed in Nashville, one month before the day said shall declare to be receivable in payment."

And to strike out the words, "shall at the time

said sales declare to be good and current," in the 5th section.

The senate non-concurred with the house of representatives, in the amendment proposed in the 1st section of the bill,

And upon the question will the senate concur with the house of representatives, in the amendment proposed to the second section of the bill, (to wit.)

To strike out the word "Knoxville," for the purpose of inserting the word "Kingston," as the place at which the sales of the land described in the title to the bill, are to take place; the yeas and nays being required.

It was determined in the affirmative.

There being yeas 9, nays 8.

Those who voted for concurring, are

Messrs. Atkinson, Douglass, Edmiston, Harris, Huntsman, *Maury*, McMeans, Standifer and *Wallace*.

Those who voted for non-concurring, are

Messrs. Speaker, Blair, Brown, Bunch, Keith, Miller, Reynolds and Williams.

Mr. M'Means moved to reconsider the question of concurrence; in consequence of the absence of some of the members from their stats, which was agreed to.

Ordered, That the re-consideration of the question of concurrence, be deferred until Monday next.

The senate concurred with the amendment proposed to the 5th section of the bill.

A bill concurring the judiciary of this state,

Was taken up on its third reading.

On motion of Mr. Blair, the title to the bill was stricken out, and the following inserted in lieu thereof, (to wit.)

A bill to increase the salaries of the officers therein named.

Mr. Gass moved to strike out in the first section the words "eighteen hundred dollars per annum," the sum contemplated as the salary of each of the judges of the supreme court of errors and appeals, and to insert

in lieu thereof the words, "seventeen hundred dollars per annum."

Upon the question for striking out and inserting the

The vote stood thus,

Yeas 3, Nays 16.

Those who voted for striking out and inserting are,

Messrs. Atkinson, Gass and Wallace.

Those who voted against it are

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Harris, Huntsman, Keith, Lowry, Maury, Miller, McMeans, Reynolds, Standifer and Williams.

Upon the passing of the bill,

The yeas and nays being required.

It was determined in the affirmative,

There being yeas 16, nays 3.

Those who voted for the passing of the bill, are

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Harris, Huntsman, Keith, Lowry, Maury Miller, McMeans, Reynolds, Standifer and Williams.

Those who voted against it are

Messrs. Atkinson, Gass and Wallace.

A bill to establish a new county by the name of Hardin county.

A bill to prescribe the duties of Justices in certain cases, and

A bill to lay off and establish separate elections in this state, at the places therein named,

Were severally read the third and last time in both houses, passed, and

Ordered to be engrossed.

Mr. McMeans from the committee of enrollments, reported, that the committee had examined enrolled bills of the following titles, and found the same truly enrolled, (to wit.)

An act to amend the laws in force for the trial of slaves.

An act supplementary to an act, passed the 24th November, 1817, "entitled an act," to provide for

opening the navigation of the rivers therein mentioned.

An act to establish a town in the county of Lincoln.

An act to incorporate the inhabitants of the town of Pulaski in the county of Giles.

An act to tax hawkers and pedlars.

An act for the relief of Benjamin Poyzer.

An act to refund to the administrator of the estate of William Alexander, deceased, for monies expended by him for the use of the state.

An act to establish a town at the mouth of the Saline creek in Stewart county.

An act to amend the law now in force, for the purpose of settling with collectors of county taxes, and county trustees and for other purposes.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Received from the house of representatives, by the hand of their principle clerk, enrolled bills of the following titles, signed by the speaker of that house, (to wit.)

An act for the relief of Robert Burton, and

An act to build a bridge across Red river, near Clarkesville, & to incorporate the subscribers thereto.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and deposited in the office of the secretary of state.

Mr. Huntsman, who had withdrawn for amendment,

A bill for quieting the citizens of this state in their possessions, and to prevent litigation,

Returned the same with a proposed amendment.

Ordered, That the said bill and proposed amendment lie on the table.

Received from the house of representatives,

A bill appointing commissioners for the county of Greene, and for other purposes.

A bill to revive and continue in force an act for the

relief of the heirs of Samuel Shaw, passed November 18th, 1817.

A bill for the relief of Amos Johnson.

A bill for the relief of Henry Trott, and

A bill to appoint Notaries Public.

Which were severally read the first time, & passed.

A bill authorizing Peter Wood to open and establish a turnpike road.

A bill to open and establish a turnpike road from a point at or near Davidson's, on Piles turnpike road, to intersect the Cumberland turnpike road, between Robert[illegible]ston's and the standing stone.

Were both read the third time and passed.

A bill to repeal an act entitled an act to amend the laws of this state, for the regulation of the county courts passed at Knoxville 29th October, 1817,

[illegible] the third time.

On motion,

[illegible] at the said bill lie on the table,

Mr. Huntsman introduced

A bill regulating the practice in courts of Chancery, and for other purposes,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill for the relief of aliens in certain cases.

Was read the third and last time in both houses,

And upon the question shall this bill pass its third and last reading.

The yeas and nays being required,

It was determined in the affirmative,

There being yeas 11, nays 5.

Those who voted for the passing of the bill, are,

Messrs. Speaker, Atkinson, Brown, Edmiston, Gass, Huntsman, Maury, Miller, Reynolds, Standifer and Wallace.

Those who voted against it are,

Messrs. Blair, Keith, Lowry, McMeans and Williams.

Ordered, That the said bill be engrossed.

A bill for the relief of Elizabeth Walker, and
A bill for the relief of Spencer Jarnagin.
Were read the third and last time in both houses, passed and
Ordered, to be engrossed.
Mr. Williams introduced,
A bill for the relief of Robert Craighead.
*W*hich was read the first time and passed.
Ordered, That the said bill be sent to the house of representatives.
A bill for the relief of James *W.* Clark.
Was read the second time and passed.
The house adjourned until Monday morning 9 o'clock.

MONDAY, November, 15 1819.

The house met according to adjournment.
Mr. McMeans introduced,
A bill to authorise John Read and others to raise a sum of money, by lottery, for the purpose of erecting Iron works, on Yellow creek, in Dixon county.
Mr. Williams,
A bill to establish a seventh judicial circuit, and for other purposes.
Mr. Keith,
A bill supplementary to an act entitled an act to prevent the division of land warrants, passed at Murfreesborough on the day of September, 1819.
Which were severally read the first time and passed.
Ordered, That the said bills be sent to the house of representatives.
A bill to divide the counties of Warren, Marion, Bledsoe, White, Overton and Jackson into two solicitorial districts.
*W*as read the third time and passed.
On motion of Mr. Brown,
A bill to consolidate the banks of this state,

Which had been rejected on its second reading, on the 9th instant,

Was agreed to be reconsidered.

On motion,

Ordered That said bill lie on the table.

Mr. Keith who had withdrawn for amendment,

A bill supplemental to an act entitled an act, to condense and bring into one view, the revenue laws of this state, and to amend the same passed at Nashville on the day of 1813.

Returned the same with proposed amendments,

*W*hich were received, and the bill as amended, put on its second reading and passed

Mr. Lowry, who had withdrawn for amendment,

A bill for the relief of the citizens of Morgan county,

Returned the same with a proposed amendment, in lieu of the original bill, from the words, "a bill,"

Which was rejected, and the bill put on its second reading in the senate, and upon the question shall this bill past its second reading,

It was determined in the negative,

And so the said bill was rejected.

The senate resumed the consideration of the question, for concurring with the house of representatives, in the amendment by them proposed to the 2nd section of "a bill to dispose of the lands lying between the rivers Highwassee and Tennessee and north of Little Tennessee river, by striking out the word "Knoxville," and inserting the word "Kingston," as the place at which the sales of the lands described in the title to the bill shall take place

Upon the question, will the senate concur with the house of representatives in striking out the word "*Knoxville*," and insert "Kingston,"

The yeas and nays being required,

It was determined in the negative,

There being yeas 6, nays 11.

Those who voted for concurring are,

Messrs. Atkinson, Edmiston, Harris, Huntsman,

Standifer, and Wallace.

Those who voted for non-concurring are,

Messrs. Speaker, Brown, Blair, Bunch, Dougl. Keith, Maury, Miller, Reynolds, and Williams.

Mr. Gass submitted the following reasons, wh were

Ordered, to be entered on the journal, (to wit.)

My reason for voting against the increase of t judges salaries, is, because the law contemplates t essening their services, nearly one half, fr m what was heretofore, I therefore think it wrong to increas their salaries and diminish their services.

JOHN GASS.

A bill to further provide for the transfer of entrie and warrants purchased at sheriffs sale,

A bill for the removal of the Registers office of wes Tennessee,

A bill for the relief of John Buchanan and Moses Ridley,

A bill regulating the practice in courts of Chancery and for other purposes, and

A bill to provide for the payment of the person therein mentioned,

Were severally read the second time and pas sed.

A bill for quieting the citizens of this state in the possessions and to prevent litigation,

Was taken up and the amendment proposed by M Huntsman, received.

Mr. Gass offered an amendment to the bill which wa received, and the bill as amended put on its third reading and passed.

Received from the house of representatives,

A message proposing to amend,

A bill to dispose of the lands lying between the riv ers Highwassee and Tennessee and north of Little Tennessee, by inserting the words "and record," after the word "countersign," in the 4th section of t bill, to which amendment the senate agreed, and sent two of their members to s e it made.

Received from the house of representatives,

A bill for the relief of John Riley.

A bill for the relief of certain persons residing south of French Broad and Holston, and west of Big Pigeon river, and

A bill to provide for the payment of the costs therein mentioned.

Which were severally read the first time and passed,

A bill to amend the 9th section of an act supplemental to an act, to amend an act to condense and bring into one view the revenue laws of this state, and to amend the same, passed at *Knoxville* the 22d of November, 1817,

Was read the second time in the senate and rejected.

A bill for the relief of Lewis Shackleford,

A bill for the relief of the heirs of James Laughlin.

A bill to compell rangers to return lists of strays to county trustees, and for other purposes, and

A bill for the relief of Thomas Washington.

Were severally read the third and last time in both houses, passed and,

Ordered, to be engrossed.

A bill to repeal an act entitled an act, to amend the laws of this state, for the regulation of the county courts, passed at *Knoxville* 29th October, 1817,

Was taken up on its third reading, and upon the question shall this bill pass its third reading, it was determined in the negative,

There being yeas 7—nays 11.

Those who voted for the passing of the bill are,

Messrs. Bunch, Edmiston, Gass, Harris, Huntsman, Keith and Standifer.

Those who voted against it are,

Messrs. Speaker, Atkinson, Brown, Blair, Dongass, Lowry, Miller, *McMeans*, Reynolds, *Wallace* and *Williams*,

And so the said bill was rejected.

A bill for the relief of John Guest.

A bill to alter the name of Trophonius James Cage Winchester.

A bill the better to define the limits of Humphreys county, and

A bill to authorise the county courts to appoint a committee of their own body, for the purpose of examining into the state and condition of persons applying as paupers,

Which were severally read the third time and passed.

On motion of mr. McMeans,

Mr. Blair added to the committee of enrollments, in consequence of the absence of mr. Seawell, the chairman of that committee.

A bill for the relief of Edward D. Hobbs.

Was taken up, on its third reading in both houses—and upon the question shall this bill pass its third and last reading, the yeas and nays being requred, it was determined in the affirmative,

There being yeas 9—nays 6.

Those who voted for passing of the bill are,

Messrs. Speaker, Atkinson, Douglass, Edmiston, Huntsman, Maury, Miller. Reynolds and Wallace.

Those who voted against it are,

Messrs. Brown, Blair, Gass, Keith, McMeans, and Williams.

Mr. Weakly who had withdrhwn for amendment—

A bill making provision for the adjudication o North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line; returned the same without amendment.

On motion the bill was taken up.

Mr. Huntsman moved to reconsider the question, on striking out the proviso to the ninth section, giving to occupants a preferance of entry, on which a vote had been taken on the 12th inst. Upon the question for reconsideration, the yeas and nays being required, it determined in the affirmative, there being yeas 10—nays 9.

Thos who voted for reconsidering are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Huntsman, McMeans, Reynols and Williams.

Those who voted against it are,

Messrs. Atkinson, Gass, Harris, Keith, Lowry, Maury, Miller, Standifer and Wallace.

Mr. Brown then moved to strike out the said proviso, given to occupants, (living south and west of the the congressional reservation, and north of Tennessee river,) a preference of entry. Upon the question for striking out, the yeas and nays being required, it was determined in the affirmative—there being yeas 10—nays 9.

Those who voted for striking out are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Huntsman, McMeans, Reynolds and Williams.

Those who voted against it are,

Messrs. Atkinson, Gass, Harris, Keith, Maury, Miller, Standifer and Wallace.

Mr. Huntsman then offered an amendment to the bill, in lieu of the proviso stricken out, which compels each enterer of land on which an improvement has been made, to pay to the occupant as compensation for his labour, such sum as shall be assessed, by five good and substantial freeholders to be appointed by the Governor, for the purpose of ascertaining the value of such improvement.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, November 16 1819.

The house met according to adjournment.

Mr. Blair from the committee of enrollments, reported that the committee had examined bills of the following titles, and found the same truly enrolled (to wit.)

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An act to establish the counties therein mentioned east of Rhea and south of Roane and Blount counties.

An act to establish a new county west of Wayne county.

An act for the relief of Thomas Washington esq.

An act to establish the lines of the counties of Rhea and Roane.

An act to prescribe the duty of justices in certain cases.

An act for the relief of Oliver Cronshaw and the heirs of John Crawford deceased.

An act for the relief of Lewis Shackleford.

An act for the relief of the heirs of James Laughlin.

An act to lay off and establish seperate elections in this state.

An act for the relief of Spencer Jarnagin.

An act for the relief of Elizabeth Walker.

An act for the relief of Edward D. Hobbs.

An act the more effectually to restrain the taking of excessive usury, and

An act for the relief of aliens in certain cases.

Ordered, That the said enrolled bills be signed by the speaker of this house, and sent to the house of representatives.

Mr. *W*allace introduced, a bill to provide for filling vacancies in the quorum courts.

Mr. Huntsman a bill to provide for the election of President and Vice-President of the United States, and

A bill directing the mode of paying costs in criminal cases.

Which were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Williams submitted the following resolution, which was adopted.

Resolved by the general assembly of the state of Tennessee, That William Swan be and he is hereby appointed a notary public for the county of Knox, with which resolution the house of representatives concurred.

Received from the house of representatives the following resolution, with which the senate concurred.

The house of representatives have adopted the following resolution, and ask your concurrence.

Resolved, That the senate meet the house of representatives in the representative hall on Saturday the 20th inst. for the purpose of electing solicitors for the 5th and 11th districts.

Received from the house of representatives—

A message proposing to amend a bill for quieting the citizens of this state in their possessions and to prevent litigation, by striking out of the said bill the word "April" in the 4th line of the 1st section for the purpose of inserting the words "at the passing of this act, or at any time thereafter" and that the balance of the bill should be made to correspond with the amendment.

To which amendment the senate agreed and sent two of their members to see it made.

Received from the house of representatives by the hand of their principal clerk, enrolled bills of the following titles, signed by the speaker of that house, to wit:

An act the better to define the limits of Humphreys county.

An act to divide the 5th solicitorial district.

An act to alter the name of Trophonius James Cage Winchester.

An act for the relief of John Guest.

An act authorizing the county courts to appoint a committee of their own body for the purpose of examing into the state and condition of paupers,

An act to increase the salary of the officers therein named.

Ordered, That the said enrolled bills be signed by the speaker of this house and deposited by the clerk in the office of the secretary of state.

A bill making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of

the Congressional reservation line.

Was again taken up, and the amendment offered by mr. Huntsman on yesterday received. Mr. Maury offered sundry amendments to the bill which were received.

The bill as amended was put on its second reading and passed.

Received from the house of representatives—

A message proposing to amend a bill to open and establish a turnpike road from a point at or near Davidson's on Piles turnpike road, to intersect the Cumberland turnpike road between Robert Johnson's and the standing stone and for other purposes, by striking out that part of the bill which authorizes Samuel Perry to open a turnpike road from his stand on Cumberland mountain to the foot thereof, at or near Crains in White county.

To which amendment the senate agreed and sent two of their members to see it made.

Received from the house of representatives—

A bill to incorporate the Cumberland steam boat company.

A bill for the relief of John Davidson.

A bill for the relief of George Burch.

A bill to secure the attendance of the judges of the supreme court.

A bill to establish a town in the county of Sumner, Tennessee, whereon Soloman Mitchell now lives on the north edge of said county, which place is known by the name of Mitchell's cross roads.

A bill supplemental to an act passed at the present session of the general assembly.

Which bills were severally read the first time and passed:

Received from the house of representatives—

A report of the committee to whom was referred the petition of sundry persons praying the gradual abolition of slavery containing the following resolution adopted by that committee and nor concurred with by the house of representatives.

Resolved, That so much of the law now in force as requires security from those disposed to set their slaves free be repealed. Upon the question will the senate concur with the report of the committee in the adoption of this resolution, the yeas and nays being required it was determined in the negative, there being. Yeas 4—Nays 13.

Those who voted for concurring are,

Messrs. Blair, Gass, Keith and Lowry.

Those who voted for nonconcurring are,

Mr. Speaker, Messrs. Brown, Busch, Douglass, Edmiston, Harris, Huntsman, Maury, Miller, M'Kloans, Reynolds, Wallace and Williams.

Mr. Williams submitted the following resolution, which was adopted,

Resolved, That the senate meet the house of representatives on Saturday next the 20th inst. in the representative hall, for the purpose of electing commissioners to superintend the sale of the lands between Tennessee and Highwassee and south of Little Tennessee rivers.

With which resolution the house of representatives nonconcurred.

A bill to consolidate the banks of this state which had been ordered to lie on the table, was taken up, read the second time and passed.

A bill for the relief of James F. Clark, and

A bill for the relief of John Buchanon and Moses Ridley.

Were both read the third and last time in both houses, passed and

Ordered, to be engrossed.

A bill to incorporate the persons therein named and their legal assigns and representatives under the name of the Nashville steam boat company.

Was read the second time and passed.

A bill to authorize the drawing of a lottery to build a Masonic Hall in Winchester, and for other purposes.

Was read the third time, and on motion,

Ordered, That the said bill lie on the table.

The report of the committee on school lands, which was entered on the journal on the 9th inst. was taken up and acted on. The senate non-concurred with the 1st resolution of the said report; and concurred with the 2d and 3d resolutions of said report.

A bill regulating the practice in courts of Chancery, and for other purposes.

Was read the third time and passed.

Received from the house of representatives—

A message proposing to amend 'a bill to reduce the county of Hickman to its constitutional limits or for other purposes' by striking out 'the proviso to the 2d section, and also the proviso to the 3d section of the bill. To which amendment the senate disagreed, and

Ordered, the bill to be again sent to the house of representatives.

A bill to amend the laws now in force on the subject of wood's burning.

A bill for the relief of John Riley.

A bill to secure to mechanics and others payment for their labour and materials in erecting buildings.

A bill for the relief of Godfrey Carriger and Aaron Penson.

A bill to locate the registers office for East Tennessee, and

A bill to alter the names and make legitimate the persons therein named.

Were severally read the second time and passed.

Mr. Lowry introduced, a bill for the benefit of Caleb Starr and Gideon Morgan.

Which was read the first time and passed,

Ordered, That the said bill be sent to the house of representatives.

A bill for the relief of Drury Christian,

Was read the second time, amended and passed.

A bill to authorise the sheriff and ranger of Giles county to advertise lands and strays in a newspaper printed in Shelbyville,

Was read the second time amended, and passed.

Mr. Maury withdrew for amendment,

A bill to adjust the boundary line between this state and the state of Kentucky.

A bill to tax the proprietors of turnpike roads,

Was taken up on its third and last reading in both houses, and upon the question, shall this bill pass its third and last reading;

The yeas and nays being required,

It was determined in the affirmative.

There being yeas 9, nays 8.

Those who voted for the passing of the bill are,

Messrs. Atkinson, Brown, Blair, Douglass, Edmiston, Miller, M'Means, *Wallace* and *Williams*.

Those who voted against are,

Messrs. Speaker, Gass, Huntsman, Keith, Lowry, Maury, Reynold and Standifer.

Ordered, That the said bill be engrossed.

Mr. Keith withdrew for amendment,

A bill supplementary to an act entitled an act to authorise William Houston, Jacob Baker and William Reynolds, to keep a turnpike gate on the public road leading from Sherills Cove to the Painted Rock and French Broad river.

A bill for the relief of James Vinson.

A bill to establish the dividing line between the counties of Lincoln and Franklin.

A bill to appoint additional trustees for Duffie's Academy in the county of Carter.

A bill for the relief of the heirs of William Blackmore, deceased.

A bill for the relief of the owners of lots in the town of Sevierville, and for other purposes.

Were severally read the third and last time in both houses, passed, and

Ordered, to be engrossed.

A bill for the relief of John Larkins, sen.

Was read the second time, and upon the question shall this bill pass its second reading.

The yeas and nays being required.

It was determined in the affirmative—

There being yeas 10, nays 7.

Those who voted for the passing of the bill are,

Messrs. Speaker, Brown, Douglass, Edmiston, Gass, Huntsman, Lowry, M'Means, Reynolds and Williams.

Those who voted against it are,

Messrs. Atkinson, Blair, Keith, Maury, Miller, Standifer and Wallace.

A bill to amend the law in certain cases,

Was read the third time, and upon the question, shall this bill pass its third reading,

It was determined in the affirmative.

There being yeas 17, nays 0.

Those who voted for the passing of the bill are,

Messrs. Speaker, Atkinson, Brown, Blair, Douglass, Edmiston, Gass, Huntsman, Keith, Lowry, Maury, Miller, M'Means, Reynolds, Standifer, Wallace and Williams.

Mr. Miller introduced—

A bill laying a tax on shows,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill to open an officee for receiving entries of vacant and unappropriated land in the district of country south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee,

Was read the second time and passed.

Mr. Brown withdrew for amendment—

A bill for the relief of debtors to the banks,

A bill for the relief of Elizabeth Farmwalt, administratrix of John Farmwalt, deceased;

was read the third time, amended and passed.

Received from the house of representatives—

A bill to establish the town of williamsport, in Maury county,

which was read the first time and passed.

A bill concerning the seals of notaries public in certain cases,

was read the second time and passed.

The house adjourned until to-morrow morning 9 o'clock.

WEDNESDAY, November 17, 1819.

The house met according to adjournment.

Mr, Maury introduced—

A bill for the relief of william Eastin.

Mr. weakley—

A bill for the relief of the persons therein named, also

A bill for the relief of Adam Pinkley.

Mr. Bunch—

A bill for the relief of George M'Combs,

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

A bill to repeal an act entitled an act prescribing what shall be legal probate of deeds of conveyance of lands and mortgages, where such probate shall be made without the limits of this state, and within the limits of the United States and for other purposes, passed at Knoxville the 23th of October, 1797, was taken up and read the second time.

On motion,

Ordered, That the said bill lie on the table until the first day of Janury next.

A bill to revise and amend the militia laws of the state of Tennessee,

Was taken up, on its third reading.

Mr. Williams moved to strike out so much of the 5th section of the bill, and compels each captains company to muster four several times in each year, for the purpose of making it the duty of each captains company to muster twice in each year.

Upon the question for striking out and inserting,

The yeas and nays being required.

It was determined in the negative.

There being yeas 6, nays 9.

Those who voted for striking out are,

Messrs. Blair, Gass, Huntsman, Keith, Standifer and Williams.

Those who voted against it are,

Messrs. Atkinson, Brown, Bunch, Douglass, Edmiston, Maury, Miller, M'Means and Reynolds.

A bill regulating clerks in certain cases,

was read the second time.

Mr. Gass offered an amendment to the bill which was received, and the bill as amended put on its second reading and passed.

Mr. Brown who had withdrawn for amendment,

A bill for the relief of those who are indebted to the banks and are sued by them, returned the same with a proposed amendment which was received, and the bill as amended put on its second reading and passed.

A bill to provide for the payment of the persons therein named, and

A bill appointing commissioners to settle with William Clay and others, former commissioners of the town of Rutledge,

Were both read the third and last time in both houses, passed, and

Ordered, to be engrossed.

Mr. Keith who had withdrawn for amendment,

A bill supplementary to an act, entitled an act to authorise William Houston, Jacob Baker and William Reynolds, to keep a turnpike gate on the public road leading from Sherills Cove to the Painted Rock on French Broad river.

Returned the same with a proposed amendment,

Which was received and the bill as amended, put on its third reading and passed.

Received from the house of representatives,

A bill to authorise Dennis Condray and William Hill to open a turnpike road.

A bill to amend an act passed at Knoxville, November 19th, 1817, to authorise a tax to be laid on the county of Robertson to build a court house.

A bill to enlarge the town of Sparta, in the county of White.

A bill for the relief of Alexander McCall.

A bill for the relief of the heirs of Nathan Gragg.

A bill for the relief Abraham Overall and Jacob Overall.

A bill to lay off and establish a town in the county of Warren, on the Caney Fork of Cumberland river.

A bill for the relief of Robert Burton.

A bill for the relief of John Latham.

A bill to establish a town in the county of Stewart.

A bill to provide for the payment of the members, clerks and door-keepers, of this general assembly, and to defray the necessary contingent expences thereof.

Which bills were severally read the first time and passed.

Mr. Lowry, submitted the following resolution, which was

Ordered, to lie on the table.

Resolved, by the general assembly of the state of Tennessee, that the senate meeting the house of representatives, in the representative hall, on Saturday the 20th instant for the purpose of electing a surveyor general of the Highwassee district,

A bill to establish a seventh judicial circuit and for other purposes.

A bill to provide for filling vacancies in the quorum courts.

A bill supplemental to an act passed at the present session of the general assembly.

A bill for the relief of Robert Craighead.

A bill to revise and continue in force an act for the relief of the heirs of Samuel Shaw, passed November 18th, 1817.

A bill authorising the building of a bridge across Duck river, adjoining the town of Columbia; and

A bill appointing commissioners for the county of Greene, and for other purposes.

Were severally read the second time and passed.

A bill to provide for the payment of state and county tax,

Was read the third time.

Ordered, That the said bill lie on the table.

A bill for the relief of such persons as shall have lost their grants before they were recorded in the registers office.

A bill to locate the registers office for east Tennessee.

A bill for the relief of the heirs of Hezekiah Cartwright, deceased.

Were severally read the third time and passed.

A bill for keeping in repair the turnpike road from Sparta in the county of White to the intersection of the Cumberland turnpike road, at or near Dady's creek, and

A bill for the benefit of Joseph Herndon.

Were both read the third and last time in both houses, passed, and

Ordered to be engrossed.

A bill to secure mechanics and others, payment for their labour and materials, in erecting building.

Was taken up on its third reading, and upon the question, shall this bill pass its third reading,

The yeas and nays being required.

It was determined in the negative.

There being yeas 4, nays 15.

Those who voted for the passing of the bill are,

Messrs. Speaker, Edmiston, Gass and Miller.

Those who voted against it are,

Messrs. Atkinson, Brown, Bunch, Doughlass, Huntsman, Keith, Lowry, Miller, *M'Means*, Reynolds, Standifer, *Wallace* and Williams.

And so the said bill was rejected.

A bill to establish a town in the county of Sumner, Tennessee, whereon Soluman Mitchell, now lives on the north edge of said county, which place is known by the name of Mitchell's cross roads.

Was read the second time, amended and passed.

A bill to authorize the sheriff and ranger of Giles county to advertise lands and strays in a newspaper printed in Shelbyville.

Was taken up on its third and last reading in both houses, when it appeared that the first section to the bill, which had been stricken out in the senate on the second reading of the bill, had been reinstated in the house of representatives.

On motion the said first section was again stricken out.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to said amendment, to send two of their body to see it made.

To which proposed amendment the house of representatives, disagreed and acquainted the senate therewith by message.

Ordered, That the said bill lie on the table.

A bill for the relief of certain persons residing south of French Broad and Holston and west of Big Pigeon rivers.

Was read the second time and upon the question shall this bill pass its second reading it was determined in the negative, there being—Yeas 4—Nays 15.

Those who voted for the passing of the bill are,

Messrs. Bunch, Keith, Lowry and Williams.

Those who voted against it are,

Mr. Speaker, Messrs. Atkinson, Brown, Douglass, Edmiston, Gass, Huntsman, Maury, Miller, M'Means, Reynolds, Standifer and Wallace.

And so, the said bill was rejected.

A bill to regulate costs in criminal cases, was read,

Ordered, That the said bill lie on the table.

A bill authorizing the surveyor general south of the rivers French Broad and Holston to compilete the surveys therein mentioned,

Was read the second time, mr. Lowry offered an amendment to the bill.

Ordered, That the said amendment together with the bill lie on the table.

Received from the house of representatives, by the hand of their clerk, an enrolled bill of the following title, signed by the speaker of that house, to wit:

An act to dispose of the lands lying between the rivers Highwassee and Tennessee and north of Little Tennessee river.

Ordered, That the said enrolled bills be signed by the speaker of this house and deposited in the office of the secretary of state.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, *November* 18, 1819.

The house met according to adjournment.

Mr. M'Means from the committee of enrollments reported that the committee had examined bills of the following titles, and found the same truly enrolled to wit:

An act for the relief of the owners of lots in the town of Sevierville and for other purposes.

An act to provide for the payment of the persons there in named.

An act for the relief of John Buchanon and Moses Ridley.

An act for the relief of James Vinson.

An act to run the dividing line between the counties of Lincoln and Franklin.

An act to compel rangers to return lists of strays to county trustees, and for others

An act for the relief of the heirs of William Blackmore, dec.

An act to tax the proprietors of turnpike roads, and

An act for the relief of James *W.* Clark, and

An act to appoint additional trustees for Duffield academy in the county of Carter.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Received from the house of representatives—

A message insisting on the amendment by them proposed to "a bill to reduce the county of Hickman to its constitutional limits and for other purposes" by striking out the proviso at the 2d section, and also the proviso at the end of the 3d section, and also

A message proposing to amend the said bill by striking out the words "as near as may be" at the end of the 1st section, for the purpose of inserting in lieu thereof the words "of six hundred and twenty-five square miles" also to strike out the 17th section of said bill. To all of which proposed amendments the senate agreed and sent two of their members to see them made,

A bill for the relief of Henry Trott.

A bill for the relief of Amos Johnson, and

A bill to establish a town in the county of Stewart,

Were severally read the second time and passed.

A bill regulating clerks in certain cases,

Was read the third time and passed.

A bill to provide for filling vacancies in Quorum courts.

A bill to establish a seventh judicial circuit and for other purposes,

Were both read the third time and passed.

A bill to establish a new county north of Wayne county, west of Hickman and south of Humphreys counties.

A bill to establish a town in the county of Sumner Tennessee whereon Solomon Mitchell now lives on the north edge of said county, which place is known by the name of Mitchells cross roads, and

A bill supplemental to an act passed at the present session of the general assembly,

Which were severally read the third and last reading in both houses, passed and

Ordered, to be engrossed.

A bill to authourize the sheriff and ranger of Giles county to advertise lands and strays in a newspaper printed in Shelbyville,

Was taken up on its third and last reading in both houses, and rejected.

A bill authorising the drawing of a lottery for the benefit of Clement M'Daniel,

Was taken up on its second reading; and upon the question shall this bill pass its second reading the yeas and nays being required, it was determined in the affirmative there being—Yeas 9—Nays 8.

Those who voted for the passage of the bill are,

Mr. Speaker, Messrs. Blair, Douglass, Gass, Harris, Lowry, M'Means, Reynolds and Williams.

Those who voted against it are,

Messrs. Atkinson, Brown, Edmiston, Huntsman, Keith, Miller, Standifer and Wallace.

A bill to authorize a lottery to rear a Masonic hall in the town of Gallatin, Sumner county Tennessee,

Was taken up on its second reading and upon the question shall this bill pass its second reading, the yeas and nays being required, it was determined in the affirmative there being—Yeas 8—Nays 7.

Those who voted for the passing of the bill are,

Mr. Speaker, Messrs. Blair, Douglass, Gass, Harris, Huntsman, Lowry and Williams.

Those who voted against it are,

Messrs. Atkinson, Brown, Edmiston, Keith, Miller, Standifer and Wallace.

A bill to authorize the drawing of a lottery to build a Masonic hall in Winchister, and for other puposes

Was taken up on its third and last reading in both houses, and upon the queston shall this bill pass its third and last reading, the yeas and nays being required it was determined in the affirmative, there being—Yeas 9—Nays 7.

Those who voted for the passing of the bill are,

Mr. Speaker, Messrs. Blair, Douglass, Gass, Harris, Huntsman, Lowry, M'Means and Williams.

Those who voted against it are,

Messrs. Atkinson, Brown, Edmiston, Keith, Miller, Standifer and Wallace.

Ordered, That the said bill be engrossed.

A bill authorizing John Reed and others to raise a sum of money by lottery for the purpose of erecting iron works on Yellow creek in Dixon county,

Was taken up, on its second reading, and upon the question shall this bill pass its second reading, it was determined in the affirmative, there being—Yeas 10—Nays 7.

Those who voted for the passing of the bill are,

Mr. Speaker, Messrs. Blair, Douglass, Gass, Harris, Huntsman, Lowry, M'Means, Reynolds and Williams.

Those who voted against it are,

Messrs. Atkinson, Brown, Edmiston, Keith, Miller, Standifer and Wallace.

A bill to provide for the trial of certain causes,

Was taken up on motion, the whole of said bill from the title was stricken out, and the title altered so as to read "a bill to provide for the trial of a certain cause therein mentioned" the amendment offered to the said bill by mr. Harris, and which had been ordered to lie on the table was withdrawn.

Mr. Huntsman offered an amendment to the bill authorising the supreme court at Knoxville, upon a proper case made out on oath, to remand a certain case to Roane circuit court, wherein James R. Rogers is plaintiff, and Burton Henderson and others defendants—which cause had been taken by writ of Error to said supreme court, and if upon oath made before the judge of the circuit court of Roane county, that a fair and impartial trial cannot be had in Roane county, or any adjoining county, the said judge shall change the venue of said cause to some county in West Tennessee, upon the question for receiving the proposed amendment the yeas and nays being required, it was determined in the affirmative, there being—Yeas 10—Nays 6.

Those who voted for receiving the amendment are,

Mr. Speaker, Messrs. Atkinson, Brown, Edmiston, Harris, Huntsman, M'Means, Reynolds, Standifer and Wallace.

Those who voted against it are,

Messrs. Blair, Gass, Keith, Lowry, Miller and Williams.

Mr. M'Means introduced a bill to amend an act entitled, an act to provide for making entries for lands to which the Indian title has lately been extinguished, and for other purposes, passed Oct. 31st 1817.

Mr. Brown, a bill fixing the time of holding of the several courts therein mentioned.

Mr. Blair, a bill to amend the law incorporating the town of Jonesborough in the county of Washington, passed 27th Oct. 1815.

Mr. Wallace, a bill to provide for certain persons prosecuting the pleas of the state.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives—

A bill to incorporate the inhabitants of the town of Lebanon in the county of Wilson.

A bill to incorporate a company to open a turnpike road from Murfreesborough to Nashville.

Which were both read the first time, and passed.

A bill to incorporate the persons therein named, and their legal assigns and representatives, under the name of the Nashville steam boat company.

Was read the third and last time in both houses, passed and

Ordered, to be engrossed.

Received from the house of representatives—

A bill to amend an act passed at Knoxville 22d Oct. 1817 to prohibit justices of the peace and clerks of the courts from practising as attorneys, in the several county courts in this state, also

A bill augmenting the salaries of the Quorum court of Sumner county, also.

A bill for the relief of such persons as have or may settle in a bottom of the Caney Fork called the Narrows in Warren county.

Which bills were severally read the first time and rejected.

A bill for the relief of Drury Christian was read the third time amended and passed.

Mr. Standifer introduced a bill to defray the expenses in building the new court house in the county of Anderson.

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Mr. M'Means submitted the following resolution, which was adopted.

Resolved, By the general assembly of the state of Tennessee, that no bill of a private or public nature, shall be introduced in either house after Monday the 22d inst.

With which resolution the house of representatives concurred.

Received from the house of representatives a message proposing sundry amendments to "a bill to revise and amend the malitia laws of the state of Tennessee." In which amendments the senate in part concurred and in part non-concurred.

Received from the house of representatives by the hand of their principal clerk, enrolled bills of the following titles, signed by the speaker of that house, to wit:

An act to open a turnpike road from Files turnpike road to the Cumberland turnpike road.

An act to amend the law in certain cases.

An act tregulating the practice in courts of Chancery.

An act to locate the registers office, for east Tennessee.

An act for the relief such persons as shall have lost their grants before they were recorded in the Registers office.

An act authorising Peter Woods, to open and establish a turnpike road.

An act quieting the citizens of this state in their possessions and to prevent litigation.

Ordered, That the said enrolled bills be signed by the speaker of this house and deposited by the clerk in the office of the secretary of state.

A bill to authorize Dennis Condry and William Hill to open a turnpike road.

A bill for the relief of the heirs of Nathan Gragg.

A bill to enlarge the town of Sparta in the county of White.

A bill to provide for the payment of George Wilson.

A bill to lay off and establish a town in the county of Warren on the Caney Fork of Cumberland river.

A bill to incorporate the owners of the Steam boat Cumberland.

A bill laying a tax on shows.

A bill for the relief of John Davidson, and

A bill to appoint Notaries public.

Were severally read the second time and passed.

A bill to alter the names and make legitimate the persons therein named.

A bill appointing commissioners for the courty of Greene, and for other purposes, and

A bill authorising the building of a bridge across Duck river, adjoining the town of Columbia,

Were severally read the third and last time in both houses, passed and

Ordered, to be engrossed.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, November 19, 1819.

The house met according to adjournment,

Mr. Reynolds introduced—

A bill supplementary to an act, passed at the present session, regulating the militia of this state.

Mr. Keith—

A bill making provision for the publication of a

new edition of the laws of North Carolina and Tennessee.

Mr. Blair, a bill to authorise George Gordon to erect a dam across the north sluice of Nohchucky river in Greene county, where said sluice runs through his own lands, for the purpose of erecting a forge and other machinery.

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Mr. Cass withdrew for amendment—

A bill to prevent fraud in the manufacturing and sale of flour.

Mr. Keith withdrew for amendment—

A bill to amend an act to provide for making entries for lands, to which the Indian title hath been lately extinguished, and for other purposes.

On motion,

A bill for the relief of such persons as have or may settle in a bottom of the Caney Fork, called the Narrows.

Which had been rejected on its first reading in the senate, was reconsidered and the bill read the first time and passed.

Received from the house of representatives -

A bill to tax wholesale merchants, fifty dollars.

A bill for the benefit of Kibble Terry.

A bill to amend the law respecting the duty of the public printer.

A bill for the relief of sheriffs and collectors.

A bill for the relief of William Moore.

A bill concerning plats and certificates in certain cases, and

A bill for the relief of Oliver B. Hays,

Which were severally read the first time and passed

Mr. Brown withdrew for amendment—

A bill to lay a tax on shows.

Mr. Keith withdrew for amendment,

A bill the better to secure debts due by the bank

of this state to individuals.

Received from the house of representatives—

A bill to repeal the 6th section of an act passed at Knoxville, 29th October, 1817, entitled an act to amend the laws of this state, for the regulation of the county courts,

Which was read the first time and rejected.

A bill for the relief of George Burch,

Was read the second time, and on motion,

Ordered, to lie on the table.

A bill for the relief of Alexander M'Call,

Was read the second time, and on motion was,

Ordered, to lie on the table.

A bill to appropriate two hundred dollars for keeping in repair the road leading from Elizabethton, Carter county, to the North Carolina line,

Was read the second time, and upon the question, shall this bill pass its second reading,

The yeas and nays being required.

It was determined in the negative.

There being yeas 8, nays 9.

Those who voted for the passing of the bill are,

Messrs. Blair, Bunch, Cass, Keith, Lowry, Maury, Standifer and Williams.

Those who voted against it are,

Messrs. Speaker, Atkinson, Brown, Douglass, Edmiston, Miller, McMeans, Reynolds and Wallace.

And so the said bill was rejected.

A bill to secure the attendance of the judges of the supreme court,

Was read the second time and rejected.

A bill to incorporate a company to open a turnpike road from Murfreesborough to Nashville, and

A bill to amend the law incorporating the town of Jonesborough, in the county of Washington, passed 27th October, 1815.

Were both read the second time, amended & passed.

A bill to amend the laws in force, authorising a change of venue,

Was read the second time, amended and passed

A bill to provide for the payment of the members, clerks and door-keepers of this general assembly, and to defray the necessary contingent expenses thereof.

A bill to incorporate the inhabitants of the town of Lebanon in the county of Wilson.

A bill to amend an act passed at Knoxville, November 19, 1817, to authorise a tax to be laid on the county of Robertson, to build a court-house.

A bill to establish the town of Williamsport, in Maury county.

A bill for the relief of William Eastin.

A bill fixing the times of holding the several courts therein mentioned:

A bill to adjust the boundary line between this state and the state of Kentucky, and

A bill to provide for certain persons prosecuting the pleas of the state.

Were severally read the second time and passed.

A bill for the relief of Robert Craighead:

A bill for the relief of Godfrey Carriger and Aaron Penson, and

A bill to authorise the drawing of a lottery for the benefit of Clement M'Daniel.

Were severally read the third time and passed.

Mr. Maury withdrew for amendment—

A bill supplemental to an act, entitled an act, to condense and bring into one view, the revenue laws of this state, and to amend the same, passed at Nashville on the day of 1813.

A bill for the relief of Henry Trott.

A bill further to provide for the transfer of entries and warrants, purchased at sheriffs sale.

A bill to establish a town in the county of Stewart.

A bill for the relief of Amos Johnson.

A bill to incorporate the owners of the Steam-Boat Cumberland.

A bill to provide for the payment of the state and county tax.

A bill concerning the seals of notaries public in certain cases.

A bill to revive and continue in force, an act for the relief of the heirs of Samuel Shaw, passed November 18th, 1817, and

A bill for the relief of the heirs of Nathan Gragg,

Were severally read the third and last time in both houses, passed, and

Ordered, to be engrossed.

A bill to authorise a lottery, to rear a masonic hall in the town of Gallatin, state of Tennessee;

Was taken up, on its third and last reading in both houses; and upon the question, shall this bill pass its third and last reading;

The yeas and nays being required.

It was determined in the affirmative.

There being yeas 8, nays 6.

Those who voted for the passing of the bill are,

Messrs. Speaker, Blair, Gass, Lowry, Maury, M'Means, Reynolds and Williams.

Those who voted against it are,

Messrs. Brown, Bunch, Edmiston, Keith, Miller and Wallace.

A bill for the election of President and Vice President of the United States,

Was read the second time, and on motion,

Ordered, That the said bill be referred to a select committee, consisting of Messrs. Blair, Huntsman and Brown, to be by them examined, and the districts for electing a President and Vice President apportioned according to population.

A bill for the relief of Robert Burton, together with the accompanying documents, and

A bill for the relief of Adam Pinkley.

Were both referred to a select committee, consisting of Messrs. Keith, Huntsman and Maury, for their examination.

A bill for the relief of those who are indebted to the banks, and are sued by them,

Was taken up.

Mr Huntsman offered an amendment to the bill, which together with the bill was,

Ordered, to lie on the table until to-morrow.

Received from the house of representatives enrolled bills of the following titles, signed by the speaker of that house, (to wit.)

An act for the relief of the heirs of Hezekiah Cartwright.

An act to provide for filling vacancies in the quorum courts, and

An act to reduce the county of Hickman to its constitutional limits and for other purposes,

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited in the office of the secretary of state.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY November 20, 1819.

The house met according to adjournment.

Mr. M'Means from the committee of enrollments reported that the committee had examined Bills of the following titles, and found the same truly enrolled, (to wit.)

An act for the relief of Amos Johnson.

An act for the relief of the heirs of Nathan Gragg.

An act appointing commissioners for Greene county.

An act for the relief of Joseph Herndon.

An act to provide for the payment of state and county tax.

An act to revive and continue in force, an act for the relief of the heirs of Samuel Shaw, passed on the 18th day of November, 1817.

An act to authorize a lottery to raise a masonic hall in the town of Gallatin, Tennessee.

An act supplemental to an act, passed at the present session of the general assembly.

An act to establish a town in the county of Sumner, Tennessee, whereon Solomon Mitchell now lives on;

the north edge of said county, which place is known by the name of *Mitchell's* cross roads.

An act to authorize the drawing of a lottery to build a Masonic Hall in *Winchester*.

An act for keeping in repair the turnpike road from Sparta, in the county of White, to the intersection of the Cumberland turnpike road, at or near Dady's creek.

An act appointing commissioners to settle with *William* Clay and others, former commissioners of the town of Rutledge.

An act authorising the building of a bridge across Duck river, adjoining the town of Columbia, and

An act to establish a new county north of Wayne and west of Hickman and south of Humphries counties.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

The resolution submitted by Mr. Lowry on the 17th inst. proposing to go into the election of a surveyor general for the district of Highwasse, on Saturday the 20th inst.

Was taken up, & upon the question for its adoption,

It was determined in the negative.

Ordered, That the clerk do by message acquaint the house of representatives that the senate propose going into said election on Thursday the 25th inst.

Mr. Douglass introduced—

A bill to divorce Nordleet Perry from his wife.

Mr, Blair, a bill for the relief of *Andrew* Taylor.

Mr. Gass, a bill to confirm and make good all grants issued by the state of North Carolina, and entries and warrants made west of Browns line.

Mr. *Weakley*, a bill to authorise the county court of Davidson, to set at each term of said court, until they go through the docket.

Mr. Harris, a bill for the relief of the county registers of this state,

Which bills were severally read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

Received from the house of representatives—

A petition of sundry citizens of Sevier county, praying that a certain turnpike gate therein referred to, may not be erected.

Mr. Atkinson introduced, a bill for the relief of William Bills,

Which was read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

A bill the better to secure debts due by the banks of this state to individuals,

Was taken up on its second reading, and upon the question, shall this bill pass its second reading.

The yeas and nays being required,

It was determined in the affirmative,

There being yeas 10, nays 7.

Those who voted for the passing of the bill are

Messrs. Atkinson, Brown, Bunch, Gass, Keith, Lowry, M'*Means*, Reynolds, Standifer and Williams.

Those who voted against it, are

Messrs. Speaker, Blair, Douglass, Edmiston, Harris, Maury and Miller.

In conformity with joint resolutions of both houses, the senate repaired to the hall of the house of representatives, for the purpose of going into an election for a judge of the 5th circuit, and solicitor generals for the 5th and 11th districts.

The houses proceeded to ballot for a judge of the 5th circuit, Mr. Perry W. Humphreys in nomination. On counting the votes, the speaker of the senate declared in presence of both branches of the legislature that Mr. Perry *W.* Humphries, was duly and constitutionally elected judge of the 5th circuit.

The houses then proceeded to ballot for a solicitorial general of the 5th district, *Mr.* Jams Rodgers in nomination; on counting the votes, it appeared that Mr. James Rogers was unanimously elected.

The houses then proceeded to the election of a solici-

for general of the 11th district, Mr. John A. Montgomery and Mr. Samuel B. Moore in nomination; on counting the votes, it was found that Mr. John A. Montgomery was elected.

Whereupon the senate returned to their own chamber.

Mr. Huntsman from the select committee to whom was referred

A bill for the relief of Robert Burton, returned the said bill with a proposed amendment, which was received, and the bill as amended put on its second reading and passed.

Received from the house of representatives, the memorial of Montgomery Bell, praying a loan of money from the state, to enable him to erect and put in operation certain iron works on Harpeth river, Davidson county,

Which memorial had been referred by the house of representatives to a select committee, consisting on the part of that house of Messrs. Mitchell, Prewitt, Martin and Taylor.

The senate made a similar reference, and appointed as a committee on their part, Messrs. Huntsman and Williams.

Received from the house of representatives—

A bill concerning salt licks and springs.

A bill to establish Shelby county.

A bill to alter the time of holding the county courts of Rutherford county.

A bill authorising the the sale of the old court-house in the county of Greene.

A bill for the relief of James Miller and James Randal.

A bill for the relief of James Perry.

A bill to divorce Polly T. Depriest from her husband Charles C. Depriest, and

A bill for the relief of the heirs of Andrew and Robert Boyd.

Which bills were severally read the first time and passed.

A bill for the relief of Kebble Terry, and

A bill to establish the seat of justice of Lawrence county.

Were both read the second time and passed.

Mr. Lauman who had withdrawn for amendment,

A bill to alter the sittings of the courts therein named.

Returned the same with a proposed amendment.

Ordered, That the said bill lie on the table until Monday next

A bill to provide for the payment of George Wilson.

Was read the third and last time in both houses, passed, and

Ordered, to be engrossed.

A bill authorising John Read and others to raise a sum of money by lottery, for the purpose of erecting iron works on Yellow creek, in Bixon county.

Was read the third time, and upon the question shall this bill pass its third reading, it was determined in the affirmative,

[illegible] says T.

[illegible]

Whyte, one of the judges of the supreme court is unwilling to set in the determination of a bill of review in the case of John Childress and others against James Holland, if he was not compelled by the act of assembly to do so therefore.

Resolved, That said Robert Whyte be released from the trial and determination of said case, in as much as there is a competant court without him.

A bill to apportion the representation of this state, in the state legislature, was taken up, amended, and on motion,

Ordered, That the said bill lie on the table until Monday next.

The house adjourned until to-morrow morning 9 o'clock.

MONDAY, November 22, 1819.

The house met according to adjournment.

Mr. Manson presented the following, in the form of [illegible] of representatives,

[illegible]

Mr. Hampton, on the subject of the Kentucky boundary line, dated December 8th, 1815, be printed with the report of the committee on that subject, made at the present session of the general assembly,

With which resolution the house of representatives non-concurred.

Mr. Atkinson handed in the resignation of the principal surveyor of the second district.

A bill to adjust the boundary line between this state and the state of Kentucky,

Was read the third time, amended and passed.

A bill for the relief of William Eastin,

Was read the third time and passed.

Mr. Edmiston from the committee appointed to examine the state and condition of the office of the secretary of state, made the following report:

The committee to whom was referred an examination of the secretary's office, have performed the duty assigned them and beg leave to Report:

That the books and records of said office are neatly kept, and the papers and documents thereof, are in good order and condition.

The committee also beg leave to report that there remains of the pamphlet copies of the acts of congress, which have been deposited in said office, the following numbers of the respective sessions, viz.

1803 and 4, 100 copies.—1807 and 8, 115 copies.
1805 and 6, 168 copies.—1815 and 16, 275 copies.
1806 and 7, 108 copies.—1818 and 19, 270 copies.

And the public good would require a distribution of said acts throughout the several counties in this state, and in the opinion of your committee in the following proportions, (to wit.)

Two copies of the acts of 1803 and 4, three copies of the acts of 1805 and 6, two copies of the acts of 1806 and 7, two copies of the acts of 1807 and 8, five copies of the acts of 1815 and 16, and five copies of the acts of 1818 and 19, and that said copies be deposited in the offices of the clerks of the circuit and county courts, in

each county in this state, to be by them securely kept for the use of the public.

All which is respectfully submitted.

WILLIAM EDMISTON, Chairman.

Received from the house of representatives the following report of the select committee to whom was referred the memorial of Montgomery Bell, praying a loan of money from the state to enable him to erect and put in operation, certain iron works on Harpith river, Davidson county;

With which report the senate concurred.

Your committee have had the petition of Montgomery Bell under consideration, and have carefully examined the same with the accompanying documents.

Your committee are fully impressed with the utility and importance of the subject, not only to the state of Tennessee, but the surrounding sister states. But notwithstanding, the great desire of your committee to aid and foster the valuable and extensive views of the petitioner mr. Bell, they believe from the unreplenished state of the treasury, that there are not unappropriated funds to meet the grand designs of the petitioner; and are therefore constrained to say that the prayer of the petitioner ought not to be granted.

J. C. MITCHELL, Chairman.

Mr. Douglass who had withdrawn for amendment—

A bill to divorce Norfleet Perry from his wife.

Returned the same with a proposed amendment, which was received,

And the bill as amended, put on its second reading and passed.

Mr. Atkinson submitted the following resolution which was adopted.

Resolved, That the senate meet the house of representatives in the representative hall, on Tuesday the 23d. instant, for the purpose of electing a principle surveyor of the second district, in the room of John B. Hogg resigned.

With which resolution the house of representatives concurred,

Received from his excellency the governor, by the honorable Daniel Graham secretary of state, a confidential communication, which was read with closed doors, and referred to a select committee consisting on the part of the senate, of messrs. Keith, Brown, and Blair.

Ordered, That the clerk do by message acquaint the house of representatives with the reference by them made, and request that body to appoint a committee and make a similar reference on their part,

With which reference the house of representatives non-concurred.

Received from the house of representatives—

A message proposing to amend "a bill authorising John Rhea to raise a sum of money by Lottery," by adding additional sections to the bill, to which amendment the senate agreed, and sent two of their members to see it made.

Mr. Huntsman introduced a bill for the relief of William Ingram.—Also,

A bill for the relief of Thomas Taylor.

Mr. McMeans, a bill to annex the territory therein named to the counties of Lawrence and Wayne.

Mr. Gass, a bill more effectually to prevent deists from corrupting the minds and morals of others. Also,

A bill making provision for surveying the school lands within the state of Tennessee.

Mr. Huntsman, a bill to amend the laws concerning sheriffs and other officers,

Which bills were severally read the first time and passed.

Ordered, That the said bills be sent to the house of representatives.

Received from the house of representatives—

A bill for the relief of Montgomery Bell,

Which was read the first time and rejected.

Mr. Huntsman withdrew for amendment—

A bill to alter the settings of the courts therein named.

Received from the house of representatives—

A bill for the relief of certain witnesses and jurors.

Which was read the first time and passed.

A bill to regulate the times of holding courts therein named,

Was read the first time.

Ordered, That the said bill lie on the table.

Received from the house of representatives—

A bill to attach a small part of Jackson county to the county of Overton.

A bill for the relief of the heirs of William T. Lewis.

A bill for the relief of Daniel Cherry.

A bill to authorise John Brown to build a mill on Duck river.

A bill to authorise the county court of Lincoln, to build clerks offices on the public square in the town of Fayetteville.

A bill to authorise the sheriff of Rhea, to collect arrearages in the county of Hamilton.

A bill prescribing the mode in which persons sued as endorsers of bonds or notes or as drawers, endorsers or acceptors of bills of exchange or orders for the payment of money, shall deny such drawing endorsement or acceptance.

Which bills were severally read the first time and passed.

A bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line,

Was taken up on its third and last reading in both houses.

Mr. Brown moved to strike out so much of the bill as provides for sectioning all that tract of country described in the title to bill, which appeared to have been reinstated in the house of representatives on the third reading of the bill. Upon the question for striking out, the yeas and nays being call for, it was determined in the affirmative, there being yeas 10— nays 9.

Those who voted for striking out are,

Messrs. Speaker, Brown, Blair, Bunch, Harris, Miller, McMeans, Reynolds, Wallace and Williams.

Those who voted against it are,

Messrs. Atkinson, Douglass, Edmiston, Gass, Huntsman, Keith, Lowry, Maury and Standifer.

Mr. Brown then moved to strike out the section of an amendment, which appeared to have been attached to the bill on its third reading in the house of representatives, imposing a penalty of five thousand dollars, on any surveyor who shall knowingly permit any entry to be made in his office, including any part of any entry previously made by an occupant, or who shall knowingly survey the same for any other than such occupant without the consent of such occupant in writing. Upon the question for striking out, the yeas and nays being required, it was determined in the affirmative, there being yeas 10—nays 9.

Those who voted for striking out are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Huntsman, Maury, Reynolds and Williams.

Those who voted against it are,

Messrs. Atkinson, Gass, Harris, Keith, Lowry, Miller, McMeans, Standifer and Wallace.

Mr. Brown then moved to strike out the balance of said amendment attached to the bill in the house of representatives, which gives to occupants a preference of entry for one hundred and sixty acres of land, without drawing for priority of location, and in case any such occupant fails to enter his improvement, and any other person shall enter it, such enterer shall pay to such occupant the value of his improvement.

Upon the question for striking out, the yeas and nays being called for,

It was determined in the negative,

There being yeas 9, nays 9.

Those who voted for striking out, are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Maury, Reynolds and Williams.

Those who voted against it are,

Messrs. Atkinson, Gass, Harris, Keith, Lowry, Miller, McMeans, Standifer and Wallace.

Mr. Blair then moved to strike out so much of the amendment as gives to occupants a preference of entry, and to suffer so much of the amendment to stand as gives them a compensation for their improvements.

Upon the question for striking out,

The yeas and nays being required, stood thus,

Yeas 9, nays 10.

Those who voted for striking out are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Huntsman, Reynolds and Williams.

Those who voted against it are,

Messrs. Atkinson, Gass, Harris, Keith, Lowry, Maury, Miller, McMeans, Standifer and Wallace.

Mr. Williams then moved to strike out so much of the said amendment as gives to occupants pay for their improvements.

Upon the question for striking out.

The yeas and nays being called for, stood thus,

Yeas 8, nays 10.

Those who voted for striking out, are

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Maury, Reynolds and Williams.

Those who voted against it, are

Messrs. Atkinson, Edmiston, Gass, Harris, Huntsman, Keith, Lowry, Miller, McMeans, Standifer and Wallace.

Mr. Brown then moved to strike out so much of the said occupant amendment, as includes in its provisions occupant settlers on the north and east of the congressional reservation line, and north of Big Tennessee river.

Upon the question for striking out.

The yeas and nays being required,

Stood thus—

Yeas 7, nays 12.

Those who voted for striking out are,

Messrs. Speaker, Brown, Bunch, Douglass, Edmiston, McMeans and Reynolds.

These who voted against it, are,

Messrs. Atkinson, Blair, Gass, Harris, Huntsman, Keith, Lowry, Maury, Miller, Standifer, Wallace and Williams.

Mr. *Blair* then offered an additional section, as an amendment to the bill, which prouides that such persons as have obtained grants from the state of North Carolina, since the year 1311, for land lying south and west of the congressionrl reservation line, may lay the same before the board of commissioners for the adjudication of land claims, and obtain a duplicate warrant thereon, which duplicate may be located to the same spot, to which the original had been located, without drawing for priority of location.

Upon the question for receiving the proposed amendment,

The yeas and nays being required,

It was determined in the negative.

There being yeas 3, nays 16.

These who voted for the proposed amendment, are

Messrs. Blair, Gass and Williams.

Those who voted against it are,

Messrs. Speaker, Atkinson, Brown, Bunch, Douglass, Edmiston, Harris, Huntsman, Keith, Lowry, Maury, Miller, McMeans, Reynolds, Standifer and Wallace.

The further consideration of the bill was then postponed until to-morrow.

Mr Maury introduced—

A bill for the removal of the court of errors and appeals for the fourth judicial circuit, from Nashville to Franklin,

Which was read the first time and passed.

Ordered, That the said bill bs sent to the house of representatives.

Received from the house of representative—

A bill making appropriation for opening the several rivers therein mentioned, and

A bill for the relief of *Armstea* Stubblefield and Willis Curling,

Which were both read the first time and passed,

A bill for the relief of John Davidson, and

A bill to amend an act passed at Knoxville, November 19th, 1817, to authorise a tax to be laid on the county of Robertson, to build a court-house,

Were both read the third and last time in both houses, passed, and

Ordered, to be engrossed.

Mr. Huntsman introduced—

A bill for the relief of Simon Huddleston, and others, also

A bill for the purposes therein contained, and other purposes after they are completed.

Mr. Maury, a bill authorising the delegation from this state, to treat for the vacant land therein, under certain conditions, also

A bill concerning college, academy and school lands, and for appropriating the interest arising from the funds of the same, also

A bill authorising the governor to appoint a skilful artist, for the purpose of ascertaining and running the north boundary line of this state, west of the Tennessee river, also

A bill for the appointment of commissioners, to fix on a site for the permanent seat of government.

Mr. Harris, a bill to divorce Nancy Bracher from her husband William Bracher, and for other purposes.

Mr. Douglass, a bill to amend the laws now in force on the subject of permitting servants to hire their own time.

Mr. Atkinson, a bill to repeal an act passed at Nashville, on the day of 1815, so far as respects the trustee of Bedford county, being compelled to keep his office at Shelbyville.

Mr. Harris, a bill to authorise Charles Sullivan and John Rogers, to open a turnpike road and for other purposes.

Mr. Williams, a bill supplemental to an act, passed at this session of the general assembly, providing for

the sale of the lands between Tennessee and Highwassee, and north of Little Tennessee rivers.

Mr. Lowry, a bill for the benefit of sundry citizens within the district of Highwassee.

Mr. Weakley, a bill authorising a tax for the use of the state, to tax such persons as shall import into the state, goods, wares, merchandise and to sell the same by wholesale, package, bundle or piece.

Mr. Standifer, a bill for the relief of sundry citizens in the county of Bledsoe.

Mr. Blair, a bill to limit the time for taking plats and certificates of survey, out of the surveyors offices in this state.

Mr. Reynolds, a bill the better to regulate the slaves within this state.

Ordered, That the said bills lie on the table.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, November 23, 1819.

The house met according to adjournment.

Mr Blair from the committee of enrollments reported that the committee had examined bills of the following titles, and found the same truly enrolled, (to wit.)

An act to establish a town in the county of Stewart.

An act to provide for the payment of George Wilson.

An act for the relief of Henry Trott.

An act to further provide for the transfer of entries and warrants purchased at sheriffs sale.

An act to incorporate the owners of the steam boat Cumberland.

An act concerning the seals of notaries public in certain cases.

An act to alter the names and make legitimate the persons therein named.

Ordered, That the said enrolled bills be signed by

the speaker of this house and sent to the house of representatives.

A bill to amend the law incorporating the town of Jonesborough, in the county of Washington, passed 27th October, 1815.

Was read the third time and passed.

The senate resumed the consideration of a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation line.

Mr. Williams moved to strike out section, attached tothe 14th section of the bill, which provides that where grants have been issued under the authority of this state, for lands lying within the Indian boundary, at the time of such issuance, the grantee or his legal representatives or assigns, shall hold the land described in such grant, provided it does not interfere with the claim of any other person, located previous to the passing of this bill.

Upon the question for striking out,

The yeas and nays being required,

It was determined in the negative.

There being yeas 5, nays 12.

Those who voted for striking out, are

Messrs. Blair, Gass, Miller, Standifer and Williams.

Those who voted against it are,

Messrs. Atkinson, Brown, Bunch, Edmiston, Harris, Huntsman, Keith, Lowry, Maury, McMeans, Reynolds and Wallace.

Various other amendments were made to sundry parts of the bill.

Ordered, That the clerk do by message acquaint the house of representatives with the several amendments proposed to the bill, and request that body should they agree to the said amendments or any of them, to send two of their members to see the same made.

A bill regulating proceedings on judgments, and for other purposes.

Was taken up on its second reading. Mr. Lowry

moved to strike out the words, "twelve months," and insert the words, "two years," of the first section of the bill, which section prohibits any clerks or justices of the peace, from issuing any execution on any judgment hereafter obtained, until "twelve months," after the rendition of such judgment, unless the person to whom the debt is due, will endorse on the said execution that the sheriff, or other officer may receive, in satisfaction of such execution, any bank notes therein mentioned

Upon the question for striking out the words, "twelve months," and inserting the words, "two years,"

The yeas and nays being required,

It was determined in the affirmative,

There being yeas 11, nays 8.

Those who voted for striking out, and inserting, are

Messrs. Speaker, Blair, Douglass, Gass, Harris, Lowry, Maury, Miller, Stockton and Wallace.

Those who voted against it, are,

Messrs. Atkinson, Brown, Bunch, Edmiston, Keith, McMeans, Reynolds and Williams.

Mr. Brown moved to strike out the proviso to the second section, which reads thus;

Provided, That nothing herein contained shall be so construed to prevent any creditor to endorse any execution that he will receive Bank notes where the contracts were payable in specie, in the first instance and so expressed on the face of the note, but all such debts shall be collected in the same manner, as if this act had not been passed,"

Upon the question for striking out,

The yeas and nays being required,

It was determined in the affirmative;

There being yeas 18 nays 1.

Those who voted for striking out are

Mr. Speaker, Messrs. Atkinson, Brown, Blair Bunch, Douglass, Edmiston, Gass, Harris, Keith, Lowry, Maury, Miller, McMeans, Reynolds, Standifer Wallace and Willams.

Against it

Mr. Huntsman,

Various other amendments being made to the bill, it being put on its sscond reading as amended & passed.

In conformity with a joint resolution of both houses the senate repaired to the hall of the House of representatives for the purpose of gowing into the election of a Judge of the third judicial circuit and a surveyor general of the second District in the room of John B. Hogg, resigned.

The house first proceed to ballot for a judge of the third judicial circuit Joshua Haskill, Nathaniel W. Williams and Nathan Haggard in nomination.

On comparing the vote the speaker of the senate declared in presence of both Branches of the legislature that Nathaniel W. Williams was duly and constitutionally elected Judge of the third judicial circuit.

The House then proceded to ballot for a surveyor general of the second district, Mr Robert P. Harison in nomination.

On counting the votes it appeared that Robert P. Harrison was unanimously elected.

Whereupon the senate returned to their own chamber.

Received from the house of representatives the following resolution which was ordered to lie on the table.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That the senate meet the House of Representatives in the representative Hall on Thursday the 5th inst. for the purpose of electing two commissioners to settle the boundary line between this state and the state of Kentucky.

A bill to tax whole sale merchants fifty dollars

Was read the second time amended and passed.

Mr. Bunch withdrew for amendment,

A bill supplementary to an act passed at the present session, regulating the militia of this state,

A bill for the relief of Sheriffs and Collectors.

A bill to defray the expences in building the new

A bill for the relief of Armstead Stubblefield and Wells Harding

A bill to annex the territory therein named to the counties of Lawrence and Wayne.

A bill more effectually to prevent deists from corrupting the minds and morals of others,

A bill for the relief of William Bills,

A bill to divorce Polly T. Depriest from her husband Charles C. Depriest

A bill to alter the time of holding the county courts ofR utherford county

A bill to establish Shelby county, and

A bill to authorise John Brown to build a mill on Duck River

Were severally read the second time and passed.

Received, from the house of representatives enrolled bills of the following letters, signed by the speake of the house of representatives (to wit.)

An act to authorise the drawing of a lottery for the benefit of Clement McDaniel,

An act for the relief of Robert Craighead,

An act for the relief of William Eastin,

An act for the relief of Elizabeth Formwalt administratrix of John Farmwalt deceased,

An act to provide for the trial of a certain cause therein mentioned—and

An act for the relief of Godfrey Carriger and Aaron Person

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

A bill [illegible] for the relief [illegible] No 1 and the land claims and [illegible] by an appropriation of the vacant soil, south and west of the Congressional reservation line."

Mr. Maury offered amendments to the bill, which were received

Ordered, That the clerk do by message, acquaint the house of representatives therewith and request that body should they agree to said proposed amendment on either of them to send two of their members to see the same made

To which amendment the house of representatives agreed and sent two of their members to see them made

The bill as amended was then put on its third and last reading in both houses and upon the question shall this bill pass its third and last reading as amended

The yeas and nays being required, it was determined in the affirmative,

There being yeas 13 nays 5

These who voted for the passing of the bill are

Messrs. Atkinson, Douglass, Edminston, Gass, Huntsman, Keith, Lowery, Maury, *Miller*, *McMeans*, Standifer, Wallace and *Williams*,

Those who voted against it are

Messrs. Brown, Blair, Bunch and Reynolds.

Ordered, That the said bill be engrossed

Mr. Standifer, withdrew for amendment,

A bill to authorise Charles Sulivan and *John* Rogers to open a turnpike road and for other puposes, returned the same with a proposed amendment which was received and the bill as amended put on its first reading and passed.

Mr. Huntsman who had withdrawn for amendment

" A bill to alter the setting of the courts therein named,

Returned the same with a proposed amendment which was received and the bill as amended put on its second reading and passed.

A bill authorising the surveyor general south of the rivers French Broad and Holston to complete the surveys therein mentioned was read the second time amended and passed.

A bill to open an office for receiving entries of vacant and unappropriated land in the district of the country south of French Broad and Holston and between the rivers Big Pigeon and Tennessee,

Was read the third time amended and passed.

Received, from the house of representatives

A bill to authorise a lottery for the Lancasterian school in the county of Sumner near the town of Cairo.

A Bill for to authorise William Clay and William Hawkins to make deeds to plats in the Town of Rutledge.

A bill to establish the town of Danville, heretofore laid off in the county of Warren on the head of Stones river

Which bills were severally read the first time and passed.

Received, from the house of Representatives

A bill for relief of those who have had their lands located within the Indian boundaries—and

A bill to tax propriators of lotteries

Which were both read the first time and rejected,

Mr. Miller, withdrew for amendment

A bill to authorise William Condray and William Hill to open a turnpike road

A bill more effectually to prevent obstructions to navigation of the rivers in this state

Was read the second time amended and passed.

Mr. Huntsman withdrew for amendment.

A bill to apportion the representation of this state in the state legislature

A bill to incorporate the inhabitants of the town of Lebanon in the county of Wilson

A bill to establish the seat of justice of Lawrence county

A bill for the benefit of Kebble Terry,

A bill providing for further time for the registration of grants in this state and for other purposes and

A bill to appoint notaries public

Received, from the house of representatives the following resolution which was ordered to lie on the table

The house of representatives have adopted the following resolution and ask your concurrence,

Resolved, That the senate meet the house of representatives in the representative hall on Thursday the 25th inst. for the purpose of electing seven principal surveyors for the districts laid off by the "act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation and for other purposes.

A bill to amend the laws in force, authorising a change of venue,

Was taken up on its third and last reading in both houses.

The senate reinstated so much of the first section of the bill, as had been stricken out in the house of representatives.

To which the house of representatives agreed, and sent two of their members, to see the re-instatement made.

Ordered, That the said bill be engrossed.

Received from the house of representatives, a message of concurrence with the resolution adopted by the senate, to go into the election for a surveyor general, for the district of Highwassee, on Thursday next.

The house adjourned until to-morrow morning, o'clock.

WEDNESDAY, November 24, 1819.

The house met according to adjournment.

TENNESSEE State Library

A bill regulating proceedings on judgments, and for other purposes,

Was taken up on its third and last reading in both houses.

Mr. Lowry offered an amendment to the bill, which was received.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to said amendment, to send two of their members to see it made.

To which amendment the house of representatives agreed, and sent two of their members to see the amendment made.

The bill as amended was then put on its third and last reading in both houses.

Upon the question, shall this bill pass its third and last reading

The yeas and nays being required,

It was determined in the affirmative.

There being yeas 13, nays 3.

Those who voted for the passing of the bill are,

Messrs. Speaker, Brown, Blair, Bunch, Edmiston, Gass, Lowry, Maury, Miller, M'Means, Reynolds, Standifer and Wallace.

Those who voted against it are,

Messrs. Atkinson, Keith and Williams.

Ordered, That the said bill be engrossed.

A bill for the relief of *William Moore*,

Was taken up, on its third and last reading in both houses.

Upon the question shall this bill pass its third and last reading.

The yeas and nays being required,

It was determined in the negative.

There being yeas 5, nays 12.

Those who voted for the passing of the bill are,

Messrs. Douglass, Gass, Huntsman, Lowry and Wallace.

Those who voted against it, are,

Messrs. Speaker, Atkinson, Brown, Blair, Edmis-

fen, Keith, Money, Miller, M'Means, Reynolds, Standifer and Williams.

So the said bill was rejected.

Mr. Wallace presented a petition of sundry citizens of this state, on behalf of captain James Royal, who has lost both of his eyes by the accidental bursting of a cannon, in celebrating one of the victories gained by general Jackson, over the British and her savage allies in the late war,

Which was referred to a select committee, consisting on the part of the senate, of Messrs, Wallace and Lowry.

Ordered, That the clerk do by message acquaint the house of representatives with the reference by them made, and request a similar reference on their part, with which reference, the house of representatives concurred, and appointed as a committee on their part, Messrs. Taylor and Hughes.

Mr. Huntsman, who had withdrawn for amendment,

A bill to apportion the representation of this state in the state legislature,

Returned the same with a proposed amendment,

Which was received.

Sundry other amendments were offered to the bill and received.

The bill as amended, was then put on its third reading and passed.

A bill for the relief of Simon Huddleston, which had been

Ordered, to lie on the table, was taken up, read the first time, amended and passed.

A bill to divorce Norfleet Perry from his wife Rachael, and for other purposes,

Was read the third time amended, and passed.

Mr. Bunch, who had withdrawn for amendment—

A bill supplementary to an act passed at the present session, regulating the militia of this state.

Returned the same without amendment; which was read the second time and passed.

A bill for the relief of Lot Hazard, which had been referred to the committee on land claims,

Was returned without amendment, read the second time and passed.

Mr. Williams who had withdrawn for amendment—

A bill to consolidate the banks of this state;

Returned the same with a proposed amendment, which was received, and the bill as amended put on its third reading and passed.

A bill for the relief of Alexander M'Call,

Was read the second time, amended and passed.

Received from the house of representatives—

A bill to repeal an act, passed December 3d, 1807, requiring the rangers within each county in this state, to have stray horses advertised,

Which was read the first time and rejected.

A bill concerning land warrants and entries,

Was read the second time and rejected.

Mr. M'Means, withdrew for amendment—

A bill fixing the times of holding the several courts therein mentioned.

Received from the house of representatives—

A bill to regulate the times of holding courts therein named; which was read the first time.

Ordered, That the said bill lie on the table.

Mr. Blair, from the committee of enrollments, reported that the committee had examined bills of the following titles, and found the same truly enrolled, (to wit.)

An act to incorporate the persons therein named and their legal assigns and representatives, under the name of the Nashville steam-boat company.

An act to establish the seat of justice of Lawrence county.

An act to provide for the registration of deeds, grants, &c.

An act for the relief of John Davidson.

An act to amend an act passed at Knoxville, Nov. 1817, to authorise a tax to be laid in the county of Robertson, to build a court-house.

An act to appoint Notaries Public.

An act to incorporate the inhabitants of the town of Lebanon, in the county of Wilson.

An act for the benefit of Kebbie Ferry, and

An act to amend the laws in force authorising a change of venue.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

Received from the house of representatives—

A bill for the relief of David Wells.

A bill for the relief of John Latham.

A bill to appoint Henry H. Atkinson, a trustee of the Hilham Female Academy.

A bill to amend the laws now in force, on the subject of patrols.

A bill to relieve the persons refered to, from double taxes.

A bill for the relief of Robert H. Burton, and

A bill to empower the county court of Giles, to appoint commissioners for the purposes therein named, and for other purposes.

Which bills were severally read the third time and passed.

A bill for the relief of Thomas Taylor.

Was read the second time.

On motion,

Ordered, That the said bill lie on the table, until the first day of January next.

A bill for the relief of Daniel Cherry.

Was read the third time and rejected.

A bill supplemental to an act, passed at this session of the general assembly, providing for the sale of the lands between Tennessee and Highwassee, and north of Little Tennessee river.

Which had been

Ordered, to lie on the table.

Was taken up, read the first time, amended and passed.

Mr. Lowry submitted the following resolution, which was adopted.

Resolved, That the treasurer of west Tennessee, be required to pay to James Royal, a blind man, the sum of one hundred dollars, whose receipt attested by a witness, shall be a good voucher in the settlement of his accounts.

With which resolution the house of representatives non-concurred.

A bill to tax wholesale merchants and dealers.

A bill to alter the times of holding the county courts of Rutherford county.

A bill for the relief of sheriffs and collectors.

A bill concerning plats and certificates in certain cases.

A bill to divorce Polly T. Depriest from her husband Charles C. Depriest.

A bill prescribing the mode in which persons sued as endorsers of bonds or notes or as drawers, endorsers or acceptors of bills of exchange or orders for the payment of money, shall deny such drawing endorsement or acceptance.

A bill for the relief of Robert Burton.

A bill to authorise John Brown to build a mill on Duck river, and

A bill to establish the town of Williamsport, in Maury county.

Were severally read the third and last time in both houses, passed and

Ordered, to be engrossed.

A bill for the relief of Isaac M'Caman, and

A bill to establish Shelby county.

Were both taken up, on their third and last reading in both houses.

Amendments being offered to the said bills and received.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to said amendments, or either

of them, to send two of their members to see the same made.

To which amendments the house of representatives agreed, and sent two of their members to see them made.

The bills as amended was then put on their third and last reading, passed, and

Ordered, to be engrossed.

A bill to regulate costs in criminal cases,

was taken up on its third and last reading in both houses.

Upon the question, shall this bill pass its third and last reading.

The yeas and nays being required,

It was determined in the negative,

There being yeas 5, nays 12.

Those who voted for the passing of the bill, are,

Messrs. Atkinson, Douglass and Standifer.

Those who voted against it, are,

Messrs. Brown, Blair, Bunch, Edmiston, Gass, Keith, Looney, Miller, M'Means, Reynolds, Wallace and *Williams*.

And so the said bill was rejected.

A bill supplementary to an act, entitled an act, to prevent the division of land warrants, passed at Murfreesborough, on the day of September, 1819,

Was taken up on its second reading.

Mr. Weakley, offered an additional section, as an amendment to the bill,

Which section provides that where two or more persons claim title to the same tract of land, south and west of the congressional reservation line, and had obtained grants previous to the year 1790,

Which claim shall be covered by a grant of better title, then and in that case the comissioners of the land office for west Tennessee, are empowered and directed to issue to each of the claimants of such land, taken by a claim of better title, a duplicate warrant for so much as he individually claims as his portion.

Upon the question for receiving the amendment,

The yeas and nays being required,
It was determined in the affirmative,
There being yeas 6, nays 5.
Several gentlemen having declined voting.
Those who voted for receiving the amendment, are,
Messrs. Atkinson, Esmiston, Keith, Lowry, Reynolds and Wallace.
Those who voted against it, are,
Messrs. Brown, Bunch, Douglass, Standifer and Williams.
The bill as amended, was then put on its second reading, and
Upon the question, shall this bill pass its second reading.
The yeas and nays being required,
It was determined in the affirmative.
There being yeas 8, nays 6.
Those who voted for the passing of the bill, are,
Messrs. Atkinson, Edmiston, Huntsman, Keith, Lowry, Miller, Reynolds and Standifer.
Those who voted against it, are,
Messrs. Brown, Blair, Bunch, Cass, M'Means and Williams.
A bill to authorise Dennis Condray and William Hill, to open a turnpike road,
Was taken up, on its third and last reading in both houses, and
Upon the question, shall this bill pass its third and last reading.
The yeas and nays being required,
It was determined in the affirmative,
There being yeas 9, nays 6.
Those who voted for the passing of the bill, are,
Messrs. Speaker, Brown, Blair, Bunch, Keith, Lowry, M'Means, Reynolds and Standifer.
Those who voted against it, are,
Messrs. Douglass, Edmiston, Cass, Maury, Miller and Williams.
Ordered, That the said bill be engrossed.

A bill for the relief of the persons therein named.

Was read the second time, amended and passed.

A bill for the benefit of Peter Mosely and company.

A bill to authorise the county court of Davidson to set at each term until they go through the docket.

A bill to confirm and make good, all grants issued by the state of North Carolina, on entries and warrants made west of Brown's line.

A bill for the relief of George Burch.

A bill for the relief of the heirs of William T Lewis.

A bill for the relief of certain witnesses and jurors.

A bill to authorise the sheriff of Rhea, to collect arrearages in the county of Hamilton.

A bill authorising the sale of the old court-house, in the county of Greene.

A bill for the relief of the heirs of Andrew and Robert Boyd.

A bill to authorise a lottery for the benefit of a Lancasterian school, in the county of Sumner, near the town of Cairo.

A bill for the relief of William Ingram.

A bill to authorise the county court of Lincoln, to build clerks offices on the public square, in the town of Fayetteville.

A bill to annex part of Davidson to Williamson county.

A bill for the relief of such persons as have or may settle in a bottom of the Caney fork, called the narrows in Warren county, and

A bill to provide for the payment of the debts therein mentioned,

were severally read the second time and passed.

A bill to provide for certain persons prosecuting the pleas of the state.

A bill for the relief of John Larkins, senr.

A bill for the relief of Andrew Taylor.

A bill to defray the expenses in building the new court-house, in the county of Anderson.

A bill for the relief of william Bills, and

A bill to annex the territory therein named, to the counties of Lawrence and Wayne;

Were severally read the third time and passed.

The senate took up the resolution received from the house of representatives, and entered on the journal on the 23d inst. for the purpose of electing seven principal surveyors for the districts laid off by the "act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation and for other purposes, on Thursday the 25th inst.

Ordered, That the clerk do by message inform the house of representatives that the senate concur with them in the adoption of said resolution, and will meet their body at the hour of 3 o'clock, p. m. on to-morrow, for the purpose of going into said elections.

A bill making provision for surveying the school lands within the state of Tennessee,

Was taken up.

Mr. Maury offered an amendment in lieu of the whole bill, which was received, and the words, "and for the issuance of grants thereon," were added to the title to the bill.

The bill as amended, was then put on its second reading and passed.

The senate adjourned until to morrow morning o'clock.

THURSDAY, November 25, 1819.

The house met according to adjournment.

Mr. Blair from the committee of enrollments reported that the committee had examined bills of the following letters, and found the some truely enrolled (to wit,)

An act to authorise John Brown to build a mill on duck river

An act for the relief of Sheriffs and collectors

An act to tax wholesale merchant and dealers.

An act for the relief of Isaac Mc'Caman

An act regulating proceedings and judgments and for other purposes

An act to alter thetime of holding the county courts in Rutherford County

An act concerning plats and certificates in certain cases.

An act to establish the town of Williamsport in Maury county

An act to divorce Polly T. Depriest from her husband Charles C. Depriest, and

An act prescribing the mode in which persons sued as endorsors of bonds or notes, or as drawers endorsers acceptors of bills of exchange, or orders for payment of money shall deny such drawing endorsement or acceptance.

Ordered, That the said eurolled be signed by the speaker of the senate and sent to the house of representatives

Mr. McMeans who had withdrawn for amendment

A bill fixing the times of holding the several courts therein mentioned.

Returned the same with a proposed amendment which was received and the bill as amended put on its third reading and passed

Received from the house of represent atives—

A bill allowing pay for improvements that add real value to the land situated south of Tennessee and north of Highwassee rivers

Which was read the first time and rejected.

A bill for the removal of the court of Errors and appeals for the fourth Judicial Circuit from Nashville to Franklin

Was read the second time

Ordered, That the said bill lie on the table until to-morrow.

A bill for the relief of debtors to the banks

Was taken up, on its third and last reading in both

houses, when it appeared that a part of the said bill which was stricken out in the senate on the second reading of the bill, had been reinstated in the house of representatives

Ordered, That the clerk do by message inform the house of representatives that the senate insist on striking the said part of the bill and request that body should they agree to the same to send two of their members to see it made

In which proposition to reinstate, the house of representatives nonconcured

Ordered, That the said bill lie on the table

A bill making provision for the publication of a new edition of the laws of North Carolin and Tennessee

A bill to authorise William Clay and William Hankins to make deeds to lots in the town of Rutledge

A bill for the relief of the counties therein named.

A bill concerning salt licks and springs.

A bill to establish the town of Danville heretofore laid off in the county of warren, on the head of stones river

A bill for the relief of Simon Hadleston and others

A bill for the relief of James Miller & John Randal

A bill supplementary to an act passed at this session of the general assembly, provided for the sale of the lands between Tennessee and Highwassee and north of little Tennessee river

A bill to authorise John Rogers and Charles Sulivan to open and establish a turnpike road and for other purposes

Which bills were severally read the second time and passed

Mr. Reynolds withdrew for amendment

A bill supplementary to an act passed at the present session of the general assembly regulating the militia of this state.

A bill for the benefit of Peter Mosley and company

Was taken up read the third and last time in both

Ordered, That the said bill lie on the table until to-morrow

Mr. Lowry withdrew for amendment

A bill to alter the setling of the courts therein named

A bill to confine and make good all grants issued by the state of North Carolina on entries and warrant made west of Brown's line, and

A bill to authorise the county court of Davidson to sit at each term of said court until they go through the docket

Were both read the third time and passed

In conformity with a joint resolution of both houses the gentlemen of the senate repaired to the hall of the house of representatives for the purpose of going into the election of a surveyor general for the district of Hiwassee

The house then proceed to ballot for a surveyor general of the said district Mr. Joseph Calloway in nomination

On counting the ballots the speaker of the senate declared in presence of both branches of the legislature that Mr. Joseph Calloway was duely and constitutionally elected surveyor general of the district of Hiwassee

A bill laying a tax on shows

Was read the third time amended and passed

A bill for the relief of Alexander Brown

Was read the third time

Ordered, That the said bill lie on the table until the first day of January next

A bill to authorise a lottery for the benefit of a Lancasterian schooll in the county of Sumner, near the town of Cairo

A bill for the relief of such persons as have, or may settle in a bottom of the caney fork, called the narrows in warren county

A bill for the relief of the heirs of Anderson and Robert Boyd,

A bill for certain witnesses and jurors

A bill for the relief of the heirs of William T. Lewis,

A bill for the relief of Alexander McCall,

A bill to enlarge the town of Sparta in the county of white

A bill for the relief of Armstead Stublefield and Willis Carling

A bill for the relief of George Burch

A bill for the relief of Lot Hazard

A bill to authorise the sale of the old court house in the county of green

A bill to authorise the sheriff of Rhea to collect arrearages in the county of Hamilton, and

A bill to lay off and establish a town in the county of warren on the Caney fork of Cumberland river

Were severally read the third and last time in both houses passed and

Ordered, to be engrossed

A bill to amend an act entitled an act to provide for making entries for lands to which the Indian title had lately been extinguished and for other purposes passed Oct. 31st 1817

was read the second time

Mr. Keith offered an amendment in lieu of the whole bill which was received the original title to the bill being striken out, and the following inserted in lieu thereof

A bill extending the line of the third and fourth surveyors district to the southern boundary of this state

The bill as amended was put on its second reaading and passed.

Received from the house of representatives the following resolutions with which the senate concurred.

The House of representatives have adopted the following resolutions and ask your concurrence

Resolved, That immediately after the adjournment of the general Assembly, the governor of this state make out and furnish each of the commissioners to be appointed under the act to adjust the boundary line between this state and the state of Kentucky, with pro-

per letters of credence and cause them to be delivered to said commissioners.

Resolved, That the secretary of state, furnish each of said commissioners with a copy of the report of the joint committee, made at the present session, on the subject of the boundary line between this state and the state of Kentucky, also of a letter from general Daniel Smith to Parry W. Humphreys, esq. and a copy of such charters, acts of assembly and resolutions, as may relate to said subject, and may be in the secretarys possession; and may be applied for by said commissioners or either of them.

The senate took up the resolution received from the house of representatives, on the 23d inst. proposing to go into the election of two commissioners to settle the boundary line between this state and the state of Kentucky, on this day at 12 o'clock, and non-concurred with said resolution.

Mr. Williams, submitted the following, resolution which was

Ordered, to lie on the table.

Resolved, That the senate meet the house of representatives, in the representative hall, on Monday next, for the purpose of electing a judge of the 7th judicial circuit in this state, two commissioners to adjust the boundary line between this state and the state of Kentucky, commissioners to superintend the sales of the lands acquired from the Cherokee tribe of Indians, commissioners for the adjudication of land claims, and a solicitor general for the 12th district.

Received from the house of representatives—

A bill to divorce Isaac Matthews from his wife *Talphinias*.

Which was read the first time and passed.

A bill the better to regulate slaves in this state,

which had been

Ordered, to lie on the table—was taken up, read the first time and passed.

Ordered, That the said bill be sent to the house of representatives.

The hour having arrived at which both houses were to meet by previous arrangement in the hall of this house for the purpose of electing a surveyor general for the Highwassee district, and also seven principal surveyors for the districts laid off by the act making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil south and west of the Congressional reservation line, and for other purposes;

When the two houses first proceeded to ballot for a principal surveyor of the 7th district.

Samuel Williams and James Bright in nomination, and on collecting and counting out the ballots it appeared that Samuel Williams had a majority of the whole number given,

Secondly to the election of a surveyor general of the 8th district John Brown, Henry Hoss, and David Gilchrist in nomination, and on collecting and counting out the ballots it appeared that John Brown had a majority of the whole number given.

Thirdly to the election of a surveyor general for the 9th district Samuel Wilson and Tucoderic F. Bradford in nomination, and on collecting and counting out the ballots, it appeared that Samuel Wilson had a majority of the whole number given.

Fourthly to the election of a surveyor general for the 10th district, Robert H. Dyer, Adam R. Alexander, Wm. W. Woodfolk and John Thompson in nomination, and on collecting and counting out the ballots it appeared that Adam R. Alexander had a majority of the whole number given.

Fifthly, to the election of a surveyor general of the 11th district, Jacob Tipton in nomination, and on collecting and counting out the ballats it appeared that Jacob Tipton had 57.

Sixthly, to the election of a surveyor general of the 12th district R. E. C. Dohertie, Jonathan Webster, —— Patterson, Andrew Donavan, —— Davidson, —— Guinn and John A. Wilson in nomination, and on collecting and counting out the ballots, it ap-

peared that Robert E. C. Daugherty had a majority of the whole number given.

Seventhly, to the election of a surveyor general of the 13th district, John B. Hogg, —— Blakemore and —— Bayler in nomination, and on collecting and counting out the ballots, it appeared that John B. Hogg had a majority of the whole number given.

Whereupon, the honorable, the speaker of the senate proclaimed Joseph Callaway, Samuel Williams, John Brown, Samuel Wilson, Adam R. Alexander, Jacob Tipton, Robert E. C. Daugherty and John B. Hogg, were duly and constitutionally elected to fill the respective offices for which offered.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, November 26, 1819.

The house met according to adjournment.

Mr. Blair from the committee of enrollments, reported that the committee had examined bills of the following titles, and found the same truly enrolled, (to wit.)

An act to enlarge the town of Sparta, in the county of White.

An act for the relief of George Burch.

An act for the relief of certain witnesses and jurors.

An act to lay off and establish a town in the county of Warren, on the Caney Fork of Cumberland river.

An act to authorise the sheriff of Rhea, to collect arrearages in the county of Hamilton.

An act to authorise the sale of the old court house, in the county of Greene.

An act to establish the county of Shelby.

An act for the relief of Armstead Stubblefield and Willis Carling.

An act for the relief of Lot Hazard.

An act for the relief of Alexander M'Call.

An act for the relief of the heirs of Andrew and Robert Boyd, and

An act for the relief of the heirs of William T. Lewis.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives.

A bill for the relief of the counties therein named,

Was read the third and last time in both houses and rejected.

A bill for the relief of Alexander Brown,

Which had been rejected, was reconsidered.

Mr. Maury, offered an amendment to the bill, which was received.

Ordered, That the said bill lie on the table.

Mr. Huntsman, who had withdrawn for amendment

A bill to amend an act, entitled an act, to appoint a suitable person to open and keep in repair that part of the road leading from South West Point to Carthage, which lies on Cumberland mountain, and to keep a turnpike thereon, and for other purposes.

Returned the same with a proposed amendment, which was received, the title to the said bill being changed to

"A bill to amend an act to appoint suitable persons to open and keep in repair, that part of the road leading from South West Point to Carthage."

The bill as amended, was then put on its second reading and passed.

Mr. Maury, who had withdrawn for amendment—

A bill supplemental to an act, entitled an act, to condense and bring into one view the revenue laws of this state, and to amend the same passed at Nashville, on the day of 1813.

Returned the same with a proposed amendment—

Which was received, and the bill as amended, put on its third reading and passed.

Mr. Lowry, who had withdrawn for amendment—

A bill to alter the settings of the courts therein named.

Returned the same with a proposed amendment,

which was received and the bill as amended, put on its third reading and passed.

Mr. Brown submitted the following resolution which was adopted.

Resolved, That a joint committee be appointed to ascertain the expenses of the present session of the general assembly, to include Saturday the 27th instant, and no longer.

Mr. Keith, was appointed on the part of the senate.

Received from the house of representatives, the following resolution;

With which the senate non-concurred.

Resolved, That the senate meet the house of representatives in their hall, in committee of the whole, on Saturday the 27th inst. for the purpose of taking into consideration the propriety of recommending to the good people of this state to vote for or against a convention at the next general election.

Mr. Bunch handed in a report of the commissioners of the turnpike road, leading from Beans Station, in Grainger county, to the ford of Sycamore creek, in Claiborne county.

Which was referred to the appropriate committee.

A bill for the relief of the persons therein named;

Was read the third time amended and passed.

A bill to provide for the payment of the costs therein mentioned;

Was read the third time and rejected.

The resolution submitted by *Mr.* Huntsman, and entered on the journal on the 31st inst. excusing the honorable Robert *W*hyte, one of the judges of the supreme court of errors and appeals, from sitting on the trial and determination of a certain cause therein mentioned, was taken up and adopted.

With which resolution the house of representatives concurred.

Received from the house of representatives, enrolled bills of the following titles, signed by the speaker of that house, (to wit.)

An act regulating clerks in certain cases.

An act to divorce Nowlet Perry from his wife Rachael.

An act for the relief of Drury Christian.

An act for the relief of John Larkins senior.

An act to adjust the boundary line between this state and the state of Kentucky.

An act to provide for certain persons prosecuting the pleas of this state.

An act authorizing John Read and others to raise a sum of money by lottery.

Ordered, That the said enrolled be signed by the speaker of the senate and deposited in the office of the secretary of state.

Mr. Reynolds who had withdrawn for amendment—

A bill supplementary to an act, passed at the present session, regulating the militia of this state.

Returned the same with a proposed amendment, which was received, and the bill as amended put on its third reading and passed.

A bill to relieve the persons referred to from double taxes;

Was read the second time amended and passed.

A bill for the relief of those who are indebted to the banks, and are sued by them.

Was taken up on its third and last reading in both houses.

Mr. Brown offered an amendment to the bill, which was received.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to said amendment to send two of their members to see it made. In which amendment the house of representatives concurred, and sent two of their members to see it made.

The bill as amended was then put on its last reading, passed, and

Ordered, That the said bill be engrossed.

Received from the house of representatives —

A message concurring in the amendment proposed by the senate to

A bill more effectually to prevent obstructions to the navigation of the rivers in this state, and sent two of their members to see the same made.

The bill as amended was then put on its third and last reading in both houses, passed and

Ordered, to be engrossed

A bill to appoint Henry H. Atkinson, a trustee of the Hillsam Female Academy, and for other purposes,

Was read the second time, amended and passed.

A bill for the relief of John Latham, was read the second time and passed.

A bill to provide for the payment of the members, clerks and door keepers of this general assembly, and to defray the necessary contingent expenses thereof, was taken up on its third and last reading in both houses.

Sundry amendments were offered to the bill and received.

Mr. Atkinson, moved to strike out of the first section of the bill, the words "four dollrs," the *per diem* pay of members, for the purpose of inserting the "three dollars and fifty cents," as the *per diem* pay of members.

Upon the question for striking out and inserting,

The yeas and nays being required,

It was determined in the negative,

There being yeas 8, nays 11.

Those who voted for striking out and inserting, are,

Messrs. Atkinson, Bunch, Edmiston, Gass, Harris, Reynolds, Wallace and Williams.

Those who voted against it, are,

Messrs. Speaker, Brown, Blair, Douglass, Huntsman, Keith, Lowry, Maury, Miller, M'Means and Standifer.

Ordered, That the said bill lie on the table.

A bill the better to secure debts due by the banks of this state to individuals,

Was read the third and last time in both houses, and upon the question, shall this bill pass its third and last reading, the yeas and nays being required, it

was determined in the negative, there being yeas 8—nays 10.

Those who voted for the passing of the bill, are,

Messrs. Brown, Bunch, Gass, Keith, McMeans, Reynolds, Standifer and Williams.

Those who voted against it, are,

Messrs. Speaker, Blair, Douglass, Edmiston, Harris, Huntsman, Lowry, Maury, Miller and Wallace.

And so the said bill was rejected.

A bill for the removal of the courts of errors and appeals for fourth judicial circuit from Nashville to Franklin,

was taken up on its third and second reading, and

Upon the question, shall this bill pass its second reading.

The yeas and nays being required,

It was determined in the negative,

There being yeas 2, nays 14.

Those who voted for the passing of the bill are,

Messrs. Maury and Wallace.

Those who voted against it are,

Messrs. Speaker, Brown, Blair, Bunch, Douglass, Edmiston, Gass, Harris, Keith, Lowry, McMeans, Reynolds, Standifer and Williams,

And so the said bill was rejected.

A bill supplemental to an act passed at this session of the general assembly, providing for the sale of the lands between Tennessee and Highwassee, and north of Little Tennessee river,

Was taken up on its third reading.

Mr. Williams offered an additional section as an amendment to the bill,

Which amendment provides for raising the pay of the surveyor general of the district of Highwassee, to three dollars for each and every mile by him run and marked.

Upon the question for receiving the said amendment,

The yeas and nays being required,

The vote stood thus:

Yeas 9—nays 9.

Those who voted for receiving the amendment are,
Messrs. Blair Douglass, Gass, Huntsman, Keith, Lowry, Standifer, Wallace and Williams.

Those who voted against it are,
Messrs. Speaker, Atkinson, Brown, Bunch, Edmiston, Harris, Miller, McMeans and Reynolds.

Ordered, That the said bill and amendment lie on table until to-morrow.

A bill supplementary to an act, entitled an act, to prevent the division of land warrants, passed at Murfreesborough, on the day of September, 1819,

Was taken up on its third reading.

And upon the question, shall the bill pass its third reading,

The yeas and nays being required,

It was determined in the negative,

There being yeas 8—nays 9.

Those who voted for the passing of the bill are,
Messrs. Speaker, Atkinson, Edmiston, Huntsman Keith, Lowry, Reynolds and Standifer.

Those who voted against it are,
Messrs. Brown, Blair, Bunch, Douglass, Gass, Miller, McMeans, Wallace and Williams.

And so the said bill was rejected.

A bill to divorce Isaac Matthews from his wife Talphinias,

Was read the second time and passed.

A bill for the relief of William Ingram.

A bill for the relief of Simon Huddleston and others.

A bill making provision for surveying school lands within the state of Tennessee.

A bill to authorise John Rogers and Charles Sullivan to open and establish a turnpike road, and for other purposes. And,

A bill making provision for the publication of a new edition of the laws of North Carolina and Tennessee.

Were severally read the third time and passed

A bill to establish the town of Danville, heretofore

laid off in the county of Warren, on the head of Stone's river.

A bill to authorise William Clay and William Hankins to make deeds to lots in the town of Rutledge.

A bill concerning salt licks and springs.

A bill for the relief of James Miller and John Randel. And,

A bill to authorise the county court of Lincoln, to build clerks offices on the public square in the town of Fayetteville,

Were severally read the third and last time in both houses, passed and,

Ordered, to be engrossed.

The resolution submitted by mr. Williams, and ordered to lie on the table on the 25th instant, to go into the election of a judge of the seventh circuit, commissioners to adjust the Kentucky boundary line, commissioners to superintend the sales of the lands lying between the rivers Highwassee and Tennessee, and north of Little Tennessee. Commissioners for the adjudication of land claims, and a solicitor for the twelfth district, on Monday next, was taken up and adopted.

With which resolution the house of representatives concurred.

Received from the house of representatives—

A message proposing to amend "a bill supplemental to an act entitled an act to condense and bring into one view, the revenue laws of this state, passed at Nashville on the day of 1813," by striking out the word "January," and inserting the word "April," as the period at which the law shall commence and be in force. In which amendment the senate concurred and sent two of their members to see it made.

Received from the house of representatives—

The following message of non-concurrence and resolution.

The house of representatives non-concur with your resolution that a joint committee be appointed to as-

certain the expenses of the present session to include Saturday the 27th instant. But propose appointing said committee with directions to include in their estimate, Tuesday the 30th instant, and no longer, and have named on the part of this house messrs. Mitchell and David, in which proposition of the house of representatives, the senate concurred and named mr. Keith on their part.

Mr. Gass submitted the following resolution which was adopted.

Resolved, That that the public printer, print two thousand copies of the titles of the general acts, passed at the present general assembly for the use of each county, to be divided equally according the population thereof.

The senate adjourned until to morrow morning o'clock.

SATURDAY, November 27, 1819.

The house met according to adjournment.

Received from His Excellency the Governor, by the hand of the honorable Daniel Graham Secretary of state, the following communication.

Fellow-citizens of the senate
and of the house of representatives,

I do myself the honor of forwarding the returns of the adjutant general, of the strength of the militia of the state of Tennessee, which has this moment come to hand.

I also forward sundry resolutions entered into by the legislature of the state of Pennsylvania, which have been received by this mornings mail.

Respectfully submitted,

JOSEPH M'MINN.

Executive office, November 27th, 1819.

The following resolution referred to in the above communication adopted by the legislature of Pennsylvania on the 29th day of March 1819, was taken under consideration by the senate, and referred to a select committee consisting on the part of the senate of messrs. Brown and Williams.

Resolved, By the senate and house of representatives of the commonwealth of Pennsylvania in General Assembly met. That the following amendment be proposed to the constitution of the United States, viz: Congress shall make no law to erect or incorperate any bank or monied institution, except within the district of Columbia, and every bank or monied institution which shall be established by the authority of Congress, shall together with its branches and offices of discount and deposit be confined to the district of Columbia.

Ordered, That the clerk do by message acquaint the house of representatives with the reference made by the senate of said resolution, and ask the their concurrence.

In which reference the house of representatives concurred and appointed as a committee on their part

messrs, Grundy, Miller, Mitchell and Prewitt.

Mr. Edmiston submitted the following resolution which was adopted.

Resolved, by the general assembly of the state of Tennessee, that *William Neill* be appointed notary public for the county of Lincoln.

With which resolution the house of representatives concurred.

Received from the house of representatives—

A bill to regulate the times of holding courts in the counties therein named.

Which was read the first time.

Ordered, That the said bill lie on the table until the 1st. day of January next,

Mr. Keith presented the petitions of a number of the stockholders and directors of the Fayetteville, Tennessee Bank, praying that the individual property of the stockholders, may be made liable for the payment of the debts of the bank; and that no distinction may be made by law, between the said bank and the other banks in this state,

Which was read and referred to the committee on banks.

Mr. M'Means, from the committee of enrollments, reported that the committee had examined bills of the following titles, and found the same truly enrolled, (to wit.)

An act to authorise the drawing of a lottery for the benefit of a Lancasterian school, in the county of Sumner.

An act for the relief of Robert Burton.

An act concerning salt licks and springs.

An act fixing the times of holding the several courts therein mentioned.

An act to authorise the county court of Lincoln, to build clerks offices on the public square in the town of Fayetteville.

An act more effectually to prevent obstructions to the navigation of the rivers in this state.

An act to authorise William Clay and William Hankins to make deeds to lots in the town of Rutledge.

An act for the relief of those who are indebted to the banks and are sued by them, and

An act to establish the town of Danville.

Ordered, That the said enrolled bills be signed by the speaker of the senate, and sent to the house of representatives.

Received from the house of representatives, enrolled bills of the following titles, signed by the speaker of that house, (to wit.)

An act to apportion the representation of this state in the state legislature.

An act laying a tax on shows.

An act to open an office for receiving entries of vacant and unappropriated lands in the district of country south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee.

An act for the relief of William Bills.

An act to confirm and make good all grants issued by the state of North Carolina on entries and warrants made west of Browns line.

An act to annex the territory therein named to the counties of Lawrence and Wayne.

An act to defray the expense of the new court-house in the county of Anderson.

An act to amend the law incorporating the town of Jonesborough, and

An act to consolidate the banks of this state.

Ordered, That the said enrolled bills be signed by the speaker of the senate and deposited in the office of the secretary of state.

A bill to relieve the persons therein referred to from double taxes.

A bill to provide for the payment of the members, clerks and door-keepers of this general assembly, and to defray the necessary contingent expenses thereof;

Were both taken up, on their third and last reading in both houses.

Sundry amendments being offered to the said bills, and received,

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to said proposed amendments to send two of their members to see the same made.

In which proposed amendments the house of representatives concurred, and sent two of their members to see them made.

The said bills as amended, were then put on their third and last reading in both houses, passed and

Ordered, to be engrossed

A bill for the relief of Alexander Brown;

Which, with an amendment proposed, by Mr. Maury, had been

Ordered, to lie on the table,

Was taken up, and the amendment proposed by Mr. Maury, received; sundry other amendments were offered to the bill, and received.

Ordered, That the clerk do by message acquaint the house of representatives therewith, and request that body should they agree to said amendments, or either

of them, to send two of their body to see the same made.

In which proposed amendments, the house of representatives concurred, and sent two of their members to see the same made.

The title to the said bill being stricken out, and the following substituted.

A bill amendatory of, and supplementary to an act passed at the present general assembly, entitled an act making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line, and for other purposes.

The bill as amended was then put on its third and last reading in both houses, passed, and

Ordered, to be engrossed.

A bill for the relief of John Latham;

Was read the third and last time in both houses, passed, and

Ordered, to be engrossed.

On motion, a bill for the relief of William Moore,

Which had been rejected, was re-considered.

Ordered, That the said bill lie on the table.

A bill to prevent fraud in the manufacturing and sale of flour, was read the third and last time in both houses; and upon the question shall this bill pass its third and last reading,

The yeas and nays being required,

It was determined in the affirmative.

There being yeas 13, nays 6.

Those who voted for the passing of the bill, are,

Messrs. Speaker, Atkinson, Brown, Blair, Bunch, Edmiston, Huntsman, Keith, Lowry, Maury, M'Means, Reynolds and Standifer.

Those who voted against it are,

Messrs. Douglass, Gass, Harris, Miller, Wallace and Williams.

Ordered, That the said bill be engrossed.

A bill making appropriation for the opening the several rivers therein mentioned,

Was taken up, on its second reading.

Mr. Brown moved to lay the said bill on the table until the first day of January, 1820.

Upon the question shall the bill lie on the table.

The yeas and nays being required,

It was determined in the negative.

There being yeas 9, nays 9.

Those who voted in the affirmative, are,

Messrs. Speaker, Atkinson, Brown, Douglass, Edmiston, Huntsman, M'Means, Reynolds and Wallace.

Those who voted in the negative, are

Messrs. Blair, Bunch, Cass, Keith, Lowry, Maury, Miller, Standifer and Williams.

Upon the question shall this bill pass its second reading.

The yeas and nays being called for.

It was determined in the affirmative.

There being yeas 10, nays 9.

Those who voted in the passing of the bill, are

Messrs. Blair, Bunch, Cass, Harris, Keith, Lowry, Maury, Miller, Standifer and Williams.

Those who voted against it, are,—

Messrs. Speaker, Atkinson, Brown, Douglass, Edmiston, Huntsman, M'Means, Reynolds and Wallace.

Received from the house of representatives—

The following resolution which the senate concurred

By a joint resolution of both houses of the general assembly, the following persons were this day appointed justices of the peace, viz.

Carter county—William B. Carter, Thomas Evans, Hugh Jinkins, Isaac Campbell and John Wright.

Washington county—Isaac Miller, James Young and William Grimsly.

Sullivan county—John Hunt.

Greene county—John Ginger, Thomas Smith, Jesse Kirby and George Wells

Hawkins county—Peter Ingram and James Long.

Bedford county—James Young, Robert Cowden, Josiah Davis, William Hoover, Jesse Evans, Thomas

Dixon, William Hicks, Washington Walsh and William Sharp.

Claiborne county—William Savage, Robert W. M'Clary, Christopher Robertson, Marcellus Moss and John H. Lee.

Cocke county—Thomas Gray, Alexander Millikin, James G. Evins, Richard B. Dewett, William Wilson, Abraham Sillard, Robert Gilleland, Reuben Allen and Absalom Templeton.

Jefferson county—Francis Baldridge, George Scaborn and William Kimbrough.

Grainger county—John Arwine and Joseph Shannon.

Knox county—James M'Millan, James Campbell, John Craighead, Robert M'Bath, Thomas Wilkinson and Samuel Fleming.

Sevier county—James P. H. Porter, Benjamin Holland, Robert Shields, George Oldham and William Maples, senr.

Blount county—William Lowry, John Norwood senr. William Turk, John Gault, John Lambert, Edward Buchanon, Samuel Hamble and James Love.

Rhea county—Arthur Fulton, Jesse Thompson, John Robertson, Thomas Price, Thomas Cox, James G. Wlliams, Roswell Hall and Alexander Ferguson.

Roane county—Charles Thompson, Francis Irvin, James Johnston, John Willis, John Pickle, Thomas Stockton and Jesse Bird.

Hamilton county—Patrick Martin, Robert Gamble, Robert Patterson, William Lauderdale, Jacob Robertson, James Riddle, John Russell, William Rogers, Robert, Rentfroe, Andrew Kerr and James Johnston.

Morgan county—Samuel Stoncipher, John M. Davis, John Hagler, John Staples, Robert Williams and David Adams.

McMinn county—George Colville, James Taylor, Jacob Sharp, Samuel Dickey, Benjamin Griffith, John Walker, Archibald Turk, Hambright Black, Samuel McConnell, John Bean, John Rose and Major Beaters.

Marion county—William Stevens, David Miller Johnathan Newman, Berges Mathews, John Ake and John Kelly.

Jackson county—Ames Kilpatrick, Thomas Glen, John Vance, Joseph Ellison, Mounce Gore, Francis M'Connel and John Kilpatrick.

Overton county—John Bailey, Thomas Simpson, John Smiser, Joseph Bates, Alexander Davidson and Jacob Dehn.

White county—Samuel A. Moore, Andrew Lowndsend and Joseph Anderson.

Warren county—Andrew Hunt, Layton Terrill, Jesse Locke, John Walker, Alexander McWherter, William Dunham, William Scott, Thomas Moody Benjamin Hill and John Rodgers.

Franklin county—James Stanley, Absolam Fares John W. Camden, David Hunt, John W. Helder, Solamon Waggoner, John C. Pryor, Thomas Dougan, John Caney, Jacob Vanzant, Matthew L. Dixon and william P. Anderson.

Rutherford county—John Alexander, John Carter, Guy Smith, Overton W Crokett, Gilliard Hubble, William Vinson, Beverly Randolph, John Clark, William Welouch and Jacob Paine.

Davidson county—George Wilson, John P. Irwin Daniel A. Denham, Alpha Kingsley, Silas Dillahunty, Thompson Powell and Shadrach Lanier.

Wilson county—William Johnson, William H. Peace, Harrell Douglass, Hugh Tilford, Thomas S. Greene, George L. Smith, Joseph Sharp, William Winston, Bradford Howard and Philip Fisher.

Robertson county—Brooke Duval, William Pope, William Casts, Anthony Jones, Joel Moore, Meridith Walton and John C. Straughon.

Maury county—Isaac Block and Hugh Douglass.

Smith county—David Shelton, Solomon Dehaw, Edmund B. Tarver, Thomas Hodges, Zachariah Ford, Thomas Tyree, Patrick Ferguson, Adam Dale, Frederick White, William Hart and John P. Williams, Ex-

Am Whitty, Benjamin Rao, Pulliom Williamson, Joshua M. Coffee and Samuel G. Gibbans.

Giles county—Thamas Markes, John Dabney, Jonathan Moody, James Rainey, Gilbert B. White, William Parr, George Hass, John Braslet, Matthew Anderson and Thomas E. Abernothy.

Hickman county—Andrew Stewart, Henry Muirhead, senr. Nimrod Murphie, David Curry, Robert Anderson, Reuben Elliot and Thomas Jones.

Dixon county—James w. Christian, Nehemiah Hardy, Thomas Murrell and Benjamin Sturdivant.

Humphreys county—John Thompson, William H. Johnson, James Baker, John F. Porter and Thomas Hamilton.

Stewart county—John R. Acree, John Wood, Gladden Gerum, Benjamin Kelly, William Bayliss, John Davidson, Robert Lowry, John Farmer, John Marbrey, Charles Polk, senr. John Studdart, Samuel Winn.

Lawrence county—William Voss. Daniel Flanary, Thomas Welch, Mansil Crisp, Andrew Brown, Jeremiah Jackson, Samuel Pateet Jacob Fennycuff, Robert Chaffin and George Lucas.

Lincoln county—William Milner, Ambrose Barker, John Pinkerton, Richard Flint, Andrew W. Walker, John Porter, William Beavers, Thomas Gasther, Cornelius Darnall, John Marr, George Blackamore, Elisha Bagley, Jesse Jones, Joel Pinson, Abraham Isaac and William Givens.

Montgomery county—Francis Carter, Alexander M. Rogers, James Barnett, Isaac H. Dennison, william J. Lynes, Thomas w. Atkinson, James Carr, Francis Baker and Rendolph Ramsey.

Monroe county—George Selvige, Isaac Carter, Joseph wilson, John Waugh, Henry Stephens, William warren, Joseph Stephenson, Robert Shaw, John Torbit, Jesse Mitan, Hugh Kelsoe, William Richmond and Thomas M'Cuistian.

Shelby county—Andersen B. Carr, Marcus B. Winchester, William Ivin, (merchant at the Bluff)

[illegible] D. Carr, Benjamin Willis and Jacob Tipton.

[illegible]y county—James Dixon, James Yates, John T. [illegible], John Bradaway, Robert M'Clintack, Wil[illegible], William L. Bath, West Wood, Joseph [illegible] and Allen Hopkins.

[illegible]y county—[illegible] J. Duckworth, Hickham Boon, [illegible], [illegible], Samuel Harbour, David [illegible] Martin, Samuel White, Jo[illegible], John Reynolds, James Barnes, James [illegible], [illegible] W. Gee, Isham Cherry, George W. [illegible], Samuel Berry, Hardin Williams, Stephen [illegible].

[illegible] county—John Greer, Samuel H. Gott, John Bell[illegible], John Hawkins, Eli Thurman, George W. Hall, [illegible] K. Sherrill and David Gresham.

Mr. [illegible] presented the petition of Daniel Olinger, praying the issuance of a land warrant, for one hundred and fifty acres of land, which land he has lost in consequence of his entry having been made west of Browning line.

Which was read and referred to a select committee, consisting of Messrs. Brown and Maury.

A bill to amend an act entitled an act, to appoint suitable persons to open and to keep in repair that part of the road, leading from South West Point to Carthage, was read the third and last time in both houses, passed, and

Ordered, to be engrossed.

On motion—

Ordered, by the senate, that any member of this general assembly, may on application to the clerk, obtain any documents or papers accompanying any engrossed or rejected bill, or any other documents or papers, which may be in the clerks possession.

A bill to empower the county court of Giles to appoint commissioners for the purposes therein named, and for other purposes.

Was read the second time and passed.

A bill for the relief of Simon Huddleston and others,

was taken up, on its third and last reading in both houses, passed and

Ordered, to be engrossed.

Received from the house of representatives the following resolution, reported by the committee heretofore appointed to revise the militia laws of this state, with which the senate concurred (to wit.)

Resolved, by the general assembly of the state of Tennessee, that the public printer, print of the Militia law, passed at the present session of the general assembly, one thousand five hundred pamphlet copies, which he shall deliver to the clerks of the county courts of the different counties in this state, within six months after the passage of the act, in the annexed manner, and that the clerks of the respective counties, shall on application deliver the same to the colonels commandant of regiments in his county, and the colonels shall when they receive the number allotted to their respective regiments, deliver, one copy to each field and staff officer, one to the judge advocate one to each captain and retain one copy for himself.

The printer shall deliver to the secretary of state, for the use of the new counties not yet organized, 10

The clerks shall deliver to the colonels of each regiment in their county,

To clerks of the counties of	No. Acts,	No. of the regiment,	No. of acts to each regiment,
Washington,	27	1	27
Sullivan,	26	2	26
Greene,	30	3	30
Hawkins,	30	4	30
Carter,	20	5	20
Jefferson,	24	6	24
Grainger,	24	7	24
Cocke,	20	8	20
Claiborne,	23	9	23
Knox,	48	10	40 24 24
Sevier,	23	11	22
Blount,	34	12	34
Roane,	27	14	27

Anderson	20	13			28			
Sumner,	52	15	43		26	26		
Smith,	62	16	41	59	22	20	20	
Wilson,	52	17	42		26	26		
Jackson,	38	18	43		19	19		
Davidson,	55	19	20		28	27		
Williamson,	52	21	44		26	26		
Rutherford,	53	22	45	53	20	19	19	
Robertson,	38	23	62		19	19		
Montgomery,	38	24	50		19	19		
Dixon,	23	25			23			
Stuart,	23	26			23			
Maury,	57	27	46	51	20	28	17	
Bedford,	58	28	47	51	20	20	18	
Warren,	40	29	55		20	20		
Rhea,	23	30			23			
Bledsoe,	23	31			23			
Franklin,	40	32	56		20	20		
Campbell,	19	33			19			
White,	30	34			30			
Overton,	30	35			30			
Hickman,	25	36			25			
Giles,	40	37	52		20	20		
Humphreys,	17	38			17			
Lincoln,	34	39	49	63	19	19		
Lawrence,	17	57			17			
Morgan,	17	58			17			
Marion,	17	60			17			
Wayne,	17	61			17			
Hamilton,	17	64			17			
Monroe,	17	65			17			
Perry,	17	66			17			
Hardin,	17	67			17			
Minn,	17	68			17			
Shelby	17	69			17			

CHRISTIAN CARRIGER, Chairman.

Mr. Reynolds submitted the following resolution which was adopted.

Resolved, That the public printer print for each Lt. Colonel of Cavalry 13 copies, and for each brigadier

general 4 copies of the militia law passed at the present session, in addition to the number of copies contained in the above distribution.

With which resolution the house of representatives concurred.

The house adjourned until Monday morning 9 o'clock.

MONDAY, November 29, 1819.

The house met according to adjournment.

Mr. M'Means, from the committee of enrollments reported that the committee had examined bills of the following titles and found the same truely enrolled (to wit.)

An act to relieve persons therein referred to from double taxes.

An act to amend an act to appoint suitable persons to open and keep in repair that part of the road leading from South West Point to Carthage.

An act to prevent fraud in the manufacturing and sale of flour.

An act for the relief of John Latham.

An act to authorize Dennis Condry and William Hill to open a turnpike road.

An act amendatory of, and supplementary to, an act passed at the present general assembly, entitled an act making provisions for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil south and west of the Congressional reservation line and for other purposes.

An act to provide for the payment of the members, clerks and door keepers of this general assembly and to defray the necessary contingent expences thereof.

An act making provision for the adjudication of North Carolina land claims, and for satisfyiug the same by an appropriation of the vacant soil south and west of the Congressional reservation line, and for other purposes.

Ordered, That the said enrolled bills be signed by

the speaker of the senate and sent to the house of representatives.

Mr. Atkinson, from the committee on public roads, made the following report, with which the senate concurred.

The committee to whom was referred the petition of sundry citizens of the county of Cocke and Jefferson; praying a law to be passed, authorizing Cathey Sealorn to open the road leading from Newport in the county of Cocke, to Sevierville in the county of Sevier and erect a turnpike thereon, have had the same under consideration, the committee have also had under consideretion an opposing petition of sundry citizens in the county of Sevier, and are of opinion that the prayer of the petitioners is unreasonable and aught not to be granted.

JOHN ATKINSON, Chairman.

Received from the house of repsesentatives, the following preamble and resolutions with which the senate concurred.

The house of representatives have adopted the following preamble and resolutions and ask your concurrence.

Whereas the Congress of the United States will probably at their present session take into consideration the propriety of establishing uniform laws on the subject of bankruptcies throughout the United States; and whereas this general assembly consider every measure, which beslaves on our class of citizens rights, privileges and immunities, which are withheld from others as unjust and impolatic; and as no good reason can be perceived why merchants and traders should be exempted from the payment of their debts out of property acquired, after acts of bankruptcy are committed, while all other citizens are subjected to the payment of their debts out of property acquired under similar circumstances: Therefore,

Resolved, That our senators in Congress be instructed and our representatives requested to use their best exertions to prevent the passage of any act or acts

calculated to violate the principles laid down in the preamble to this resolution.

Resolved, That the governor be and he is hereby requested to transmit a copy of the foregoing preamble and resolutions to each of the senators and representatives from this state in the Congress of the United States.

Received from the house of representatatives the following resolution with which the senate concurred.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That the public printer be requested to distribute the acts of Congress now remaining in the secretary's office and ordered to be distributed by a former resolution of this general assembly, with the acts of this state, and that he receive a proportionate compensation therefor with the acts aforesaid.

Received from the house of representatives the following resolutions.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That immediately after the adjournment of this general assembly, the Governor of this state, make out and furnish to each of the commissioners to be appointed under the act to adjust the boundary line between this state and the state of Kentucky, proper letters of credence, and cause them to be delivered to said commissioners.

Resolved, That the secretary of state superinted the printing of the acts of the general assembly at the place at which the same shall be executed and that in cases where subjects are contained in the same act, which have no connexion with each other, that he affix appropriate titles thereto.

A bill to provide for the payment of the costs therein mentioned, which had been rejected on the 26th inst. was reconsidered and the question thereon being taken shall this bill pass its third and last reading in both houses, the yeas and nays being called for it was

determined in the negative, there being—Yeas 8—Nays 9.

Those who voted for the passing of the bill are,

Messrs. Speaker, Atkinson, Douglass, Huntsman, Keith, Maury and Standifer.

Those who voted against it are,

Messrs. Brown, Blair, Bunch, Edmiston, Gass, Miller, M'Means, Reynolds and Williams.

And so, the said bill was again rejected.

A bill for the removal of the registers office of west Tennessee, was taken up, on its third and last reading in both houses, and the question thereon being taken, shall the bill pass, the yeas and nays be required it was determined in the negative, there being—Yeas 4—Nays 10.

Those who voted for the passing of the bill are,

Messrs. Atkinson, Huntsman, Standifer, and Wallace.

Those who voted against it are,

Messrs. Speaker, Blair, Bunch, Douglass, Gass, Harris, Lowry, Miller, Reynolds, and Williams.

And so, the said bill was rejected.

A bill for the benefit of Peter Moseley and company.

Was taken up, on its third and last reading in both houses, and on the question thereon being taken shall the bill pass, the yeas and nays being called for, it was determined in the negative, there being—Yeas 7—Nays 12.

Those who voted for the passing of the bill are,

Messrs. Speaker, Blair, Keith, Lowry, M'Means, Standifer and Williams.

Those who voted against it are,

Messrs. Atkinson, Brown, Bunch, Douglass, Edmistion, Gass, Harris, Huntsman, Maury, Miller, Reynolds and Wallace.

And so, the said bill was rejected,

Mr. Maury submitted the following resolutions which were adopted.

Resolved, That the secretary of state for this state,

be required to obtain from the secretary's office of North Carolina, a full and correct transcript of all military warrants issued by the state of North Carolina, and also all John Armstrongs warrants issued under the authority of said state of North Carolina, since the transcript was obtained by John Overton agent from this state.

With which resolution the house of representatives concurred.

Resolved, That the secretary of state for this state, shall make out and certify a correct copy of an act passed at the present session of this general assembly amendatory of, and supplementary to an act passed at the present general assembly commonly called the Chickesaw land act, and that he forward the same to our Senators and Representatives in the Congress of the United States without delay, with which resolution the house of representative concurred.

A bill extending the line of the third and fourth surveyor's districts to the southern boundary of the state, was taken up on its third reading, the title to the said bill having been stricken out in the house of representatives and the following inserted in lieu thereof "a bill requiring the principal surveyor of the third district to extend the eastern and western boundary of his district to the southern boundary of the state or north bank of the Tennessee river."

Mr. Edmiston offered an amendment to the bill, making the stockholders of the Fayetteville Tennessee Bank liable in their individual capacities for the payment of the debts of the bank; and when four fifths of said stockholders shall have executed a bond to the governor for the time being and his successors in office, making themselves individually liable, all sheriffs and collectors of public monies are required to receive the notes of said bank.

Upon the question for receiving the amendment, the yeas and nays being required it was determined in the affirmative there being—Yeas 10—Nays 7.

Those who voted for receiving the amendment are,

Messrs. Speaker, Blair, Bunch, Edmiston, Gass, Huntsman, Keith, Lowry, Standifer and Wallace.

Those who voted against it are,

Messrs. Atkinson, Brown, Douglass, Maury, M^c^Means Reynolds and Williams.

The bill as amended was then put on its third reading and passed.

Received from the house of representatives enrolled bills of the following titles signed by the speaker of that house (to wit.)

An act making provision for the publication of a new edition of the laws of North Carolina and Tennessee.

An act for the relief of the persons therein named.

An act for the relief of Simon Huddleston and others.

An act to authorize John Rogers and Charles Sullivan to open and establish a turnpike road and for other purposes.

An act for the relief of Andrew Taylor.

An act for the relief of William Ingram.

An act supplemental to an act entitled an act to condense and bring into one view the revenue laws of this state and to amend the same, passed at Nashville on the day of 1813

An act making provision for surveying the school lands within the state of Tennessee and for the issuance of grants thereon.

An act to change the sittings of the courts therein named.

An act to revise and amend the militia laws of the state of Tennessee.

Ordered, That the said enrolled bills be signed by the speaker of the the senate and deposited in the office of secretary of state.

Mr. Williams handed in the resignation of Mr. Keith as senator from the counties of Jefferson and Cocke.

In conformity with a joint resolution of both houses of the general assembly, the gentlemen of the se-

state repaired to the hall of the house of representatives for the purpose of going into the election of a judge of the seventh judicial circuit. Three commissioners for the adjudication of land claims. Three commissioners to superintend the sale of the lands lately acquired by treaty from the Cherokee tribe of Indians. Two commissioners to adjust the northern boundary line of this state, and an attorney general for the twelfth district.

The houses first proceeded to ballot for a judge of the seventh judicial circuit Mr. Charles F. Keith and Mr. James C. Mitchell in nomination.

The houses then proceeded to ballot for for three commissioners for the adjudication of land claims, Mr. Mr. Anthony Foster, John Overton, Samuel Weakley, William Martin, Abraham Maury, George Wilson, George T. Gillispie, James Holland and William Moore in nomination.

The houses then proceeded to ballot for three commissioners to superintend the sales of the Cherokee lands Mr. William B. Lenier, Robert Houston, Elkanah R. Dulaney, John B. Cross, John Tipton and Alexander Sevier in nomination.

The houses then proceed to ballot for two commissioners to adjust and establish the true dividing line between this state and the state of Kentucky, Mr. Felix Grundy and Mr. William L. Brown in nomination.

The houses next proceeded to ballot for an attorney general for the twelfth district, Mr. James R. M'Means in nomination.

On counting the votes on the several ballotings the honorable Speaker of the senate declared in presence of both branches of the general assembly that Mr. Charles F. Keith, Abraham Maury, Anthony Foster, William Martin, Elkanah R. Dulaney, John B. Cross, John Tipton, William L. Brown, Felix Grundy and James R. M'Means, were duly and constitutionally elected to fill the different appointments for which they were severally held in nomination.

Whereupon the gentlemen of the senate returned to their own chamber.

Mr Abraham Maury, senator from the county of Williamson, Mr. William. L. Brown senator from the counties of Montgomery, Stuart and Humphreys and Mr. James R. M'Means, senator from the counties of Robertson, Dixon and Hickman, severally tendered their resignations as senators in the present general assembly which were accepted.

A bill to amend an act to provide for making entries for lands to which the Indian title hath lately been extinguished and for other purposes, passed Oct. 31st 1817, was read the third time amended and passed.

A bill supplementary to an act passed at this session of the general assembly, providing for the sale of the lands, between Tennessee and Highwassee and north of Little Tennessee rivers, was read the third time and passed.

Received from the house of representatives, the following resolution with which the house concurred.

The house of representatives have adopted the following resolution and ask your concurrence.

Resolved, That a joint committee be appointed to wait on his excellency the governor and know of him whether he has any further communications to make to this general assembly as they are about to adjourn day. And have appointed *Messrs.* Young, Hughes without and Edwards to act with the gentlemen you may appoint. *Mr.* Gass was appointed on the part of the senate to act with the gentlemen appointed by the house of representatives.

The senate adjourned until to morrow morning 9 o'clock.

TUESDAY, November 30, 1819.

The house met according to adjournment.

Received from the house of representatives, the fol-

lowing preamble and resolution, with which the senate concurred.

Whereas the easy transportation of the products of industry from one part of the country to another, adds much to the convenience and wealth of the people, and hence arises the propriety and policy of attending to our internal navigation; therefore,

Resolved, That the governor be and he is hereby requested, at the expense of the state, to imploy one or more fit person or persons, to explore an examine the river Cumberland and its tributary streams, the river Tennessee & its tributary streams for the purpose of ascertaining the extent of beneficial navigation; also to ascertain the obstructions in each, and their nature or kind, and the probable expense of removing or clearing out the same: and make report thereof to the next general assembly, the expense of which shall be paid out of the monies, arising out of the sales of the Cherokee lands.

Received from the house of representatives, the following resolution, with which the senate concurred.

The house of representatives, have adopted the following resolution, and ask your concurrence

Resolved, That the public printer, forthwith, print sixty copies of an act passed at the present session of the general assembly, entitled "an act," for the regulation of proceedings upon judgments, with an amendatory section, passed this day to said act, and that said public printer furnish each member of this general assembly, with a copy thereof.

Mr. weakley presented the resignation of William Donelson, as a justice of the peace, for Davidson county

Mr. Bunch presented the resignation of Matthew Campbell, a justice of the peace of Grainger county.

which resignations were both accepted.

Mr. Weakley submitted the following resolution, which was adopted.

Resolved, That David Dunn, of Davidson county and Thomas M'Broom, of Grainger county, be, and are hereby appointed ustices of the peace, in place of colo

William Dorcson and Matthew Campbell, resigned.

With which resolution, the house of representati concurred.

Received from the house of representative, the f lowing report from a select committee appointed to e amine, and report on sundry resolutions, adopted b the legislature of Pennsylvania, proposing an amen ment to the constitution of the United States: wi which the senate concurred.

Your committee to whom was referred a resolutio adopted by the legislature of Pennsylvania, by whi an amendment to the constitution of the United Sta is proposed, have had the same under consideratio and do most warmly accord with the principle of t proposed amendment, and would strongly recommen a concurrence therewith, by this legislature, to th which, they propose the adoption of the following re olutions.

Resolved, by the general assembly of the state Tennessee, that a resolution adopted by the senate a house of representatives of the commonwealth of Pen sylvania, in general assembly met, proposing the fo lowing amendment to the constitution of the U. State viz: Congress shall make no law to erect or incorpo ate any bank or monied institution, except within th district of Columbia, and every bank, or other monie institution, which shall be established by the authori of Congress, shall together with its branches and offic if discount and deposite, be confined to the district Columbia, be and the same is hereby concurred with

Resolved, That our senators in Congress be instructe and our representatives in congress be requested to us their exertions to procure the adoption of the foregoin amendment:

Resolved That the governor be requested to trans mit copies of the foregoing resolutions and propose amendment to each of our senators and representative in Congress.

A bill requiring the principal surveyor of the thir district, to extend the eastern and western boundary, o

s district, to the southern boundary of the state and rth bank of Tennessee,

Was sent from the house of representatives, proposing proviso as an amendment to the bill, that the notes the Fayetteville bank, should not be received by the llectors of public monies, unless the said notes pass par with other bank notes of this state.

Upon the question for receiving the amendment,

The yeas and nays being required, it was determin- in the affirmative.

Those who voted for receiving the amendment, are, Messrs, Speaker, Atkinson, Blair, Bunch, Douglass, untsman, Miller, Reynolds, Standifer, Wallace and illiams, 11.

Those who voted against it, are,

Messrs. Gass, Harris, Edmiston and Lowry, 4.

Received from the house of representatives, the following resolution, with which the senate concurred.

Resolved, That the following persons be appointed stices of the peace, in the county of Sumner, Francis atherhead, William Smith, Jacob C. Cook, Meridith odges, James Walton and John Derham, and for the unty of Warren, George R. Smart.

Mr. Blair from the committee of enrollments, reported that the committee had examined bills of the llowing titles, and found the same truly enrolled, (to it.)

An act to divorce Isaac Matthews, of Williamson unty, from his wife Tappens.

An act requiring the principle surveyor of the third strict, to extend the eastern and western boundary of s district, to the southern boundary of the state or rth bank of Tennessee river.

An act to empower the county court of Giles, to appoint commissioners for the purposes therein named, nd for other purposes.

An act for the relief of William Moore.

An act supplemental to an act, passed at this session f the general assembly, providing for the sale of the

lands between the Tennessee and Highwassee, and north of Little Tennessee river.

Ordered, That the said enrolled bills be signed by the speaker of the senate and sent to the house of representatives.

A bill for the relief of Adam Pinkley,

Was read the second time, and

Ordered, to lie on the table until the first day of January next.

Mr. Huntsman submitted the following resolution, which was adopted.

Resolved, That the thanks of this house be presented to col. Robert Weakley, for the able, dignified and impartial manner he has discharged the duties of speaker of the senate, during this session.

To which col. weakley made the following reply.

Gentlemen of the Senate,

You and each of you, will please accept my sincere thanks, for your friendly and high approbation expressive of my conduct, as your speakers. during the the present session. Permit me to add that I have had much pleasure in acting with you on matters, which I flatter myself, will tend to the interest of our fellow-citizens.

Mr. Gass submitted the following resolution, which was adopted.

Resolved, That the register of the land office for west Tennessee be directed to deliver to Stephen Nicholas, a land warrant for 68 acres, on which issued a grant No. 9750, but by accident was lost before it was signed by the governor and secretary, upon proof being made to said register, that the entry has been set aside and vacated by the enterer.

Received from his excelleney, the governor, by the honorable Daniel Graham, secretary of state, the following communication.

Fellow-citizens of the senate
and of the house of representatives,

I have this moment been honored with the presence of a committee, composed of members from each branch

of the legislature, who have announced that you are about to close your present session.

On my part, Gentlemen, nothing of importance remains to be communicated, except to tender to you generally and individually, my grateful acknowledgements for your prompt co-opperation in the measures which I did myself the honor to submit for legislative investigation.

It must be to you a source of much pleasure to have witnessed that the benevolent hand of providence has so guarded you against mortal disease, that those few among you who have been partially afflicted, are now ready to return to their families and homes. For the safe accomplishment of an event so desirable, I offer my most sincere and ardent good wishes.

Respectfully submitted,

JOSEPH M'MINN.

Executive office, November 30th, 1819

Received from the house of representatives, a message, informing the senate, that that body had acted on all the business before them, and are ready to adjourn *sine die*.

Whereupon the senate sent a message to the house of representative, informing that body, that the senate had also acted on all the business before them and were ready to adjourn *sine die*.

R. WEAKLEY, *Speaker of the Senate*

JAMES K. POLK, *Clerk of the Senate*